

Special case no. 26 of 2014 (cis-18 of 15)

CNR-WBBD01-001038-2015

**Order No. 57 dated 13/09/2024**

Today is fixed for evidence of CSW nos. 5, 7 & 8

The sole accused person, on court bail is present by filing hazira.

No step taken by the prosecution.

No witness is turned up.

Heard Ld. Advocate for the accused person who submitted before this court that the instant case was initiated in the year 2014 against the accused person but the prosecution failed to adduce all the witnesses till this date. He further submitted that only for the laches on the part of the prosecution the accused person is suffering for more than 10 years and accordingly, prayed for passing necessary order for early disposal of this case.

I have gone through the record. On perusal of the record, it reveals that this is the case which was initiated against the accused person on 06/12/2014 and the charge has been framed against the accused person on 22/04/2015 but the prosecution only adduced 7 witnesses out of 10 witnesses.

We know that the right of speedy trial is the fundamental right of the accused which flows from the Article 21 of our Constitution . We also know that justice delayed justice denied.

In view of the above circumstances, Ld. Special P.P. , Burdwan is directed to take appropriate steps to ensure the presence of the remaining witnesses positively on the next date fixed i.d. necessary order will be passed.

Inform Ld. Special P.P., Burdwan.

In view of the direction of the Hon'ble Apex Court being the instant case as targeted case, let shortest possible date be fixed for adducing evidence of the remaining witnesses of the prosecution.

Fix 27/11/2024 & 28/11/2024 for appearance and evidence of the remaining witnesses i.d. necessary order will be passed.

Accused person as before.

Dictated & Corrected by me

sd/-  
Judge Special Court,  
1<sup>st</sup> Court, Burdwan.

sd/-  
Judge Special Court,  
1<sup>st</sup> Court, Burdwan.  
(J.O.Code WB 00702)