

Order no. 26

Order dt. 13/2/26

The record is taken up by put up petition.

8 accused, who are on Court bail, are present.

Learned APP is present.

Death certificate of CS accused no. 4 is filed. Let the case be filed forever against the said deceased accused.

CSW1 and 3 are present. They are examined and cross-examined as PW1 and PW2 and discharged.

The signature of PW1 in the written complaint is marked as Exhibit P1/1.

At this stage, learned Advocate for the accused prays for closure of the prosecution evidence on the ground that the case under Sections 341, 323 IPC has been pending since the year 2020 and two material witnesses including victim are examined. It is submitted that the evidence of the material witnesses are very poor in nature and does not incriminate the accused in any manner. It is argued that till date prosecution failed to examine the rest of the witnesses despite opportunities. It is further contended that further continuation of the proceeding would serve no useful purpose and would result only in wastage of valuable judicial time.

Learned APP raises objection and prays for further time to adduce prosecution evidence.

Heard. Perused the record. Considered.

On careful perusal of the evidence already on record and the materials available in the case diary, this Court is of the considered opinion that there exists reasonable doubt in favour of the accused. In the facts and circumstances of the case, further examination of the remaining witnesses is unlikely to alter the outcome of the trial. Granting further time would not serve any fruitful purpose.

Accordingly, the prosecution evidence stands closed.

Fix 26-02-2026 for examination of accused under Section 313 Cr.P.C.

Accused as before.

Sd/-

JM, Kalna