

Present: Deb Kumar Goswami, Additional Sessions Judge, 3rd Court, Bankura

SC 31 of 2018
ST 01(04)18
CNR No. WBBK01-000279-2018

Order No. 55 dated 25.06.2025

Today is the date fixed for hearing of the petition filed u/s 311 CrPC by accused Dharani Majhi and appearance of the accused persons who are on CB, production of accused **Netai Majhi who is in J/C in connection with another case.**

Save and except accused Sanatan Majhi and Dharani Majhi, all other accused on CB are present along with their respective Ld. Advocates.

The absentee accused persons are represented by their Ld. Advocate u/s 317 CrPC.

Accused Netai Majhi is produced from J/C through VC.

Ld. P.P. in-charge is present.

The instant petition is taken up hearing.

Perused the instant petition, material on record and hear Ld. Advocate of both sides. Considered.

Ld. Advocate appearing for accused person Dharani Majhi submits that accused Dharani Majhi was brought in instant trial invoking the Section 319 CrPC.

After appearance of accused Dharani Majhi prosecution has recalled PW2, PW13, PW15, PW16, PW17, PW18, PW19 and PW21.

Ld. Advocate further submits that the evidence of PW4, PW5, PW6, PW7, PW14 and PW18 discloses the involvement of accused Dharani Majhi in alleged incident and if the said witnesses be not recalled for the purpose of facing cross-examination, accused Dharani Majhi would suffer irreparable loss and injury and his valuable right will be curtailed.

It is the further submission of Ld. Advocate of Dharani Majhi that PW12 I.O is also required to be recalled for the purpose of taking contradiction and eliciting the truth.

Ld. P.P. in-charge though initially raised objection but subsequently submits that he has no objection in allowing the instant petition.

Having regard to the submission advanced by the parties and materials on record, the instant petition is allowed on consent.

Fix 05.08.2025 for evidence of PW4, PW5 and PW6 on recall,

Fix 06.08.2025 for evidence of PW7 and PW14 on recall,

Fix 07.08.2025 for evidence of PW14 and PW18 on recall.

Ld. P.P. in-charge is directed to take steps accordingly.

Dictated & Corrected by me

Sd/-

Additional Sessions Judge,
3rd Court, Bankura

Sd/-

Additional Sessions Judge,
3rd Court, Bankura
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