

CHARGE WITH THREE HEADS
(No. XXVIII (II), Schedule V, Act V, 1898)

I, Shri Durga Sankar Rana,
Additional Sessions Judge, Fast Track Court, Bankura,

hereby charge you, **(1) Partha Dutta, (2) Fatik Dutta and (3) Chaina Dutta.**

as follows :-

Firstly – That taking advantage of absence of the defacto-complainant, the wife of the said defacto-complainant who is the daughter to accused Fatik Dutta, used to send money and domestic articles to her paternal house and also the said wife of the defacto-complainant used to pick up quarrels with the defacto-complainant whenever he remained at home and lastly on 08-06-2024 when the defacto-complainant left his house to attend his preoccupations then the other accused persons came to his house and with the help of the said wife of the defacto-complainant, you the accused person broke down the almirah kept in the house of the defacto-complainant and tried to fled from the house of the defacto-complainant taking away cash amounts and brass made utensils and when the defacto-complainant got such information through peoples known to him, he returned to his house at about 1 p.m of the said date and raised strong protests against your activities and then amongst you, accused Fatik Dutta who is the father in-law of the complainant took an iron rod kept in the house of the complainant and gave a blow on the left hand of the complainant causing fractures of his fingers of his hands and pushed the said iron rod in the hand of the complainant and then accused Partha Dutta taking the iron rod started assaulting him with the said iron rod on his legs, back and lower absomen and thereafter you all the accused persons encircled a rope used for the purpose of tying cattles around the neck of the said complainant with intention to cause his death but s the defacto-complainant could raise protests you fled from the place of occurrence as a result of which you inflicted bleeding injuries on the person of the defacto-complainant fpr which he had to be treated at Barjora hospital and thereby you caused grievous hurt to the defacto-complainant voluntarily and that you thereby committed an offence punishable **u/s 325/34** of the Indian Penal Code within the Cognizance of this Court of Sessions,

Secondly – That taking advantage of absence of the defacto-complainant, the wife of the said defacto-complainant who is the daughter to accused Fatik Dutta, used to send money and domestic articles to her paternal house and also the said wife of the defacto-complainant used to pick up quarrels with the defacto-complainant whenever he remained at home and lastly on 08-06-2024 when the defacto-complainant left his house to attend his preoccupations then the other accused persons came to his house and with the help of the said wife of the defacto-complainant, you the accused person broke down the almirah kept in the house of the defacto-complainant and tried to fled from the house of the defacto-complainant taking away cash amounts and brass made utensils and when the defacto-complainant got such information through peoples known to him, he returned to his house at about 1 p.m of the said date and raised strong protests against your activities and then amongst you, accused Fatik Dutta who is the father in-law of the complainant took an iron rod kept in the house of the complainant and gave a blow on the left hand of the complainant causing fractures of his fingers of his hands and pushed the said iron rod in the hand of the complainant and then accused Partha Dutta taking the iron rod started assaulting him with the said iron rod on his legs, back and lower abdomen and thereafter you all the accused persons encircled a rope used for the purpose of tying cattle around the neck of the said complainant with intention to cause his death but s the defacto-complainant could raise protests you fled from the place of occurrence as a result of which you inflicted bleeding injuries on the person of the defacto-complainant for which he had to be treated at Barjora hospital and thereby in furtherance of your common intention, you caused grievous hurt to the defacto-complainant voluntarily by using dangerous weapons and that you thereby committed an offence punishable **u/s 326/34** of the Indian Penal Code within the Cognizance of this Court of Sessions,

Thirdly – That taking advantage of absence of the defacto-complainant, the wife of the said defacto-complainant who is the daughter to accused Fatik Dutta, used to send money and domestic articles to her paternal house and also the said wife of the defacto-complainant used to pick up quarrels with the defacto-complainant whenever he remained at home and lastly on 08-06-2024 when the defacto-complainant left his house to attend his preoccupations then the other accused persons came to his house and with the help of the said wife of the defacto-complainant, you the accused person broke down the almirah kept in the house of the defacto-complainant and tried to fled from the house of the defacto-complainant taking away cash amounts and brass made utensils and when the defacto-complainant got such information through peoples known to him, he returned to his house at about 1 p.m of the said date and raised strong protests against your activities and then amongst you, accused Fatik Dutta who is the father in-law of the complainant took an iron rod kept in the house of the complainant and gave a blow on the left hand of the complainant causing fractures of his fingers of his hands and pushed the said iron rod in the hand of the complainant and then accused Partha Dutta taking the iron rod started assaulting him with the said iron rod on his legs, back and lower abdomen and thereafter you all the accused persons encircled a rope used for the purpose of tying cattle around the neck of the said complainant with intention to cause his death but s the defacto-complainant could raise protests you fled from the place of occurrence as a result of which you inflicted bleeding injuries on the person of the defacto-complainant for which he had to be treated at Barjora hospital and thereby in furtherance of your common intention, you caused grievous hurt to the defacto-complainant voluntarily by using dangerous weapons and you assaulted the defacto-complainant in the above manner under such circumstances that if by your act you had caused the death of the complainant and thereby at that case you would have been guilty of murder and that you thereby committed an offence punishable **u/s 307/34** of the Indian Penal Code within the Cognizance of this Court of Sessions,

And I hereby direct that you be tried by the said Court on the said charge.

The charges are read over and explained to the accused persons in Bengali to which they plead not guilty and claim to be tried.

Dated, this 06th day of March, 2025.

Dictated and Corrected by me

Additional Sessions Judge

Sd/- D.S. Rana,

Additional Sessions Judge
Fast Track Court, Bankura

Fast Track Court, Bankura.
Present : Shri Durga Sankar Rana,
Additional Sessions Judge, Fast Track Court, Bankura,

S.C. 148/2024
S.T. 14/2025.

Order No. 05,
Date- 06-03-2025.

Today is fixed for consideration of charge.

All the three accused person namely Partha Dutta, Fatik Dutta and Chaina Dutta are present by filing hazira.

Ld. Lawyer for the accused persons as well as Ld. P.P in-charge are also present.

Now, the case record is being taken up for consideration of charge.

Heard the Ld. P.P in-charge as well as Ld. Defence Counsel.

Perused the materials available on case record. On perusal, I find prima-facie materials to go on trial against the accused person **u/s 325/326/307/34 of IPC.**

Accordingly, charge is framed against the accused person **u/s 325/326/307/34 of IPC** and the content of charges are read over and explained to the accused person to which he pleads not guilty and claims to be tried.

Considered.

Fix **02-07-2025** evidence of C.S.W. 1 and 2.

Fix **03-07-2025** evidence of C.S.W. 3 and 4.

Prosecution is directed to issue summons upon the witnesses.

Dictated and Corrected by me

Additional Sessions Judge
Fast Track Court, Bankura.

Sd/- D.S. Rana,

Additional Sessions Judge
Fast Track Court, Bankura