

Mat suit No. 08 / 19

dtd. 17.07.19

The case is posted for appearance, reconciliation and hearing of the petition u/s. 13B of Hindu Marriage Act. 1955.

No step is taken by the parties. On repeated calls none appeared before this court to represent the petitioners.

Accordingly, the petitioners are directed to show cause as to why this case shall not be dismissed for default.

Fix – 11.09.19 for show cause.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

POCSO No. 06 / 19

dtd. 17.07.19

The case is posted for production of the accused.

The accused is produced from JC.

The record reflects that in skeleton record my predecessor in Chair on 06.07.19 took cognizance against the offence but copy has not been supplied to the accused.

Let the case be posted on 22.07.19 for supply of copy to the accused and his production.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Later :

At this Ld. Lawyer for the accused files and moves an application for bail for accused Nasiruddin Mallick.

Ld. Lawyer for the accused submits that charge sheet has already been submitted but there is no incriminating materials against the accused. Moreover, it reveals that a false case has been made out against the accused so far the statement u/s. 164 of Cr.PC of victim and medical report are concerned.

On the other hand, Ld. Public Prosecutor made a strong objection against the prayer for bail on the ground that the victim is a minor girl.

Heard both sides. Perused the materials on record carefully and I am of the view that there are sufficient incriminating materials against the accused. Accordingly, at this stage the prayer for bail is rejected.

CD be returned.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 11(11)09

25 dtd. 17.07.19

The case is posted for consideration of charge.

The record reflects that Manu Sk. and Mojam Sk. are the accused persons of the instant case. None of the accused is present today.

However, Ld. Advocate Tanmoy Ghatak given an information in writing that accused Manu Sk. has expired.

On the other hand, an application for adjournment is filed on behalf of accused Mojam Sk. due to his illness.

Heard. Considered. Prayer for adjournment is allowed.

Let the death report of accused Manu Sk. be called for from Kotulpur PS on 30.08.19.

Let the relevant portion of the order be communicated to the concerned PS.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 17th day of July, 2019

Copy forwarded to : The OC, Kotulpur PS
District : Bankura

Addl. District & Sessions Judge,
Bishnupur, Bankura.

S.C. No. 03(3)18

07 dtd. 17.07.19

The case is posted for appearance of the accused person.

The sole accused is present before this court.

It appears from the submission of PP in-charge, no specific Panel Public Prosecutor is appointed to discharge the Prosecution case.

Accordingly, District Public Prosecutor is directed to give appointment to any Panel Public Prosecutor to represent the State in this case.

Fix – 23.12.19 for appointment of Panel Public Prosecutor and appearance of the accused person.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 17th day of July, 2019

Copy forwarded to : The Ld. Public Prosecutor,
Bankura.

Addl. District & Sessions Judge,
Bishnupur, Bankura.

Mat suit No. 02 / 18

dtd. 17.07.19

The case is posted for awaiting A/d and further order.

The petitioner Dipali Sarkar is present before this court by filing hazira.

From the record, it appears that summon has been duly served upon the respondent Sudipto Nag and that service has been certified by Nazir on 17.02.18.

It appears to me that summon has been served but the respondent does not appear before the court after receiving of summons.

In view of such facts and circumstances, I have no other option but to fix up the case for ex-parte hearing on 20.08.19.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

POCSO No. 01 / 19

dtd. 17.07.19

The case is posted for examination of CSW NO.12, 13, 14.

the accused Tanmoi Santra is produced from JC.

No witness turns up as summon was not issued against them.

But on careful perusal of the record, it appears to me that examination in chief of PW1 has not yet been completed.

Hence, the case be posted on 26.07.19 for further examination of PW1 Mahadeb Das. Accused be produced from the JC.

Summon be issued at once.

At this stage, an application is filed for praying for passing necessary order.

Let the petition be kept with the case record.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Later :

At this stage a supplementary order sheet of Ld. Chief Judicial Magistrate along with certified copy of bail order passed by the Hon'ble High Court in CRN No. 5603 of 2019 arose out of Indas PS Case No.01 of 2019 along with one affidavit affirmed by Ld. Advocate Md. Nasiruddin Khan. That apart bail bond along with declaration of surety is annexed therewith.

Let the accused be released if not wanted in any other cases.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 17(3)15

51 dtd. 17.07.19

The case is posted for ER of WWA of witness CSW 14 SI, Jagannath Bhakat.

All the 3 accused persons are present by filing hazira.

No ER of WWA of CSW No.14 is received.

Fresh WWA be issued against the witness

Fix – 08.08.19 for ER of WWA against CSW No.14.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 22(2)15

43 dtd. 17.07.19

The case is fixed for examination of CSW No.10 Dr. Subhojeet Ghosh.

All the 12 accused persons are found absent and on their behalf an application u/s. 317 Cr.PC is filed.

The witness does not appear as no summon was issued upon him.

Accordingly, the case is adjourned.

Fix – 22.07.19 for examination of CSW No.10 Dr. Subhojeet Ghosh.

Accused must remain present on the date fixed.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

POCSO No. 13 / 18

dtd. 17.07.19

The case is posted for consideration of charge and appearance of the accused.

Accused is present but Prosecution is not ready and prays for adjournment.

Heard. Considered. Prayer is allowed.

Fix – 23.07.19 for consideration of charge and appearance of the accused.

Accused must be present on the date fixed.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 16(3)15

47 dtd. 17.07.19

The case is posted for further examination of PW No.15 SI Shankar Ch. Dalal.

The witness does not turn up as summons was not issued and court was lying vacant.

The sole accused is also absent by filing application for adjournment.

Heard the submission over the application for the adjournment.

Considered. The prayer is allowed.

Fix – 09.08.19 for further examination of PW No.15 SI Shankar Ch. Dalal.

Summons be issued at once.

Accused must be present on the date fixed.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 05(11)17

04 dtd. 17.07.19

The case is posted for examination of CSW No. 4, 5 and 6.

All the six accused persons are present along with their Ld. Advocate.

No witness appears as summons were not issued. Hence, the case is adjourned.

To date (19.07.19)

Accused persons as before.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 02(12)15

16 dtd. 17.07.19

The case is posted for examination of CSW No. 7, 8 and 10.

No witness appears. However, all the 10 accused persons are present before this court along with their Ld. Advocate Sri Prasanta Mondal.

From the record it appears that out of 10 four CS witnesses have been examined. Considering such facts and circumstances, the following schedule is prepared.

Fix –	13.09.19	for evidence of CSW No. 1,
	16.09.19	for evidence of CSW No. 2, 6
	17.09.19	for evidence of CSW No. 7, 8

Issue summons upon the witnesses.

Accused as before.

Prosecution to take steps for issuing witness summons.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 03(8)17

07 dtd. 17.07.19

The case is posted for appearance of the accused persons.

Out of 5 accused persons, 4 are physically present along with their Ld. Advocate.

Ld. Advocate Sri Prasanta Mondal by filing an application intimated the court that accused Ramjan Sk. has expired recently. Ld. Defence counsel further submits that case is related to Indas PS Case No. 13/17 dtd. 11.01.17.

In view of such facts and circumstances, a death report be called for from PS Indas. From the submission of the Defence it further appears that Panel Public Prosecutor has not yet been appointed in this case.

Accordingly, Public prosecutor, Bankura is hereby directed to appoint Panel Public Prosecutor for conduction of the case on behalf of the State.

Fix – 07.09.19 for death report and appearance of the accused persons.

Let the relevant portion of the order be communicated to the Public prosecutor Bankura and OC, Indas PS.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 17th day of July, 2019

Copy forwarded to : The OC, Indas PS,
 District : Bankura.

Addl. District & Sessions Judge,
Bishnupur, Bankura.

Cr. Misc. Case No. 50 / 2019

03/ 11.07.19

The case is posted for hearing of bail application.

CD is produced.

An application for adjournment is filed on the ground mentioned therein.

Heard. Considered and prayer is allowed.

Fix – 17.07.19 for hearing of bail.

CD be produced on the date fixed.

D/C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

POCSO No. 02 / 19

dtd. 11.07.19

The case is posted for consideration of charge.

The sole accused is absent by filing application for adjournment.

Prosecution raises no objection.

Heard. Considered and prayer for adjournment is allowed.

Fix – 18.07.19 for consideration of charge.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 05(12)18

03 dtd. 11.07.19

All the 3 accused persons are present before this court.

No Public Prosecutor has appointed as yet.

Accordingly, case be posted for appointment of Public Prosecutor and appearance of the accused persons on 19.12.19.

Public Prosecutor is directed to appoint a Panel {public Prosecutor to represent the State.

Let the relevant portion of the order be communicated to the Public Prosecutor, Bankura for information and appropriate action.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 11th day of July, 2019

Copy forwarded to : The Ld. Public Prosecutor,
Bankura.

Addl. District & Sessions Judge,
Bishnupur, Bankura.

POCSO No. 02 / 18

Dtd. 11.07.19

The case is posted for examination of CSW No.10, SI Pradipta Paitandi.

The accused is present but the witnesses have not turned up as the summons are not issued.

Accordingly, the case is adjourned and posted on 24.07.19 for CSW No.10, SI Pradipta Paitandi.

Summons as well as RT message be issued to the IO at once.

Accused as before.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 01(7)17

12 dtd. 11.07.19

The case is posted for consideration of charge.

Sri Anjan Gorai has been appointed as Public Prosecutor for this case.

The sole accused is present before this court.

Let the case be posted on 02.08.19 for consideration of charge.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 07(4)17

12 dtd. 11.07.19

The case is posted for fixing further schedule.

The sole accused is present before this court.

Ld. Public Prosecutor Sri Gurupada Bhattacharjee by filing application submits before this court for closure of the prosecution.

Considering the prayer of the Prosecution, I think it would be unjust and improper to fix further schedule for examination of rest witnesses. Accordingly, prayer of the prosecution is allowed and the case be posted for examination of the accused u/s. 313 of Cr.PC on 20.07.19.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 10(2)19

11 dtd. 11.07.19

All the 3 accused persons are produced from JC.

No witness appears for adducing evidence.

Ld. PP in-charge submits for preparing a new schedule for trial. Accordingly the following schedule is prepared for trial.

Fix –	05.08.19	for evidence of CSW No. 2
	06.08.19	for evidence of CSW No. 3
	07.08.19	for evidence of CSW No. 1, 4
	08.08.19	for evidence of CSW No. 5, 6
	09.08.19	for evidence of CSW No. 7, 8, 9
	12.08.19	for evidence of CSW No. 10, 11, 12
	13.08.19	for evidence of CSW No. 14, 15, 16

Issue summons upon the witnesses.

Accused as before.

Prosecution to take steps for issuing witness summons.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 02(6)17

28 dtd. 11.07.19

The case is posted for examination of CSW No 10 and 11.

Out of 4 accused persons, accused Bapi Mondal @ Nayan Mondal is absent by filing application for adjournment. Other three accused persons are represented u/s. 317 Cr.Pc.

No witnesses appears. Considering the whole aspect, the case is adjourned and following schedule is prepared.

Fix – 05.09.19 for evidence of CSW No. 4, 8 and 9

06.09.19 for evidence of CSW No. 10 and 11.

Issue summons upon the witnesses.

Accused as before.

Prosecution to take steps for issuing witness summons.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 07(3)19

06 dtd. 11.07.19

The sole accused is produced from JC.

An application for bail is also filed.

Case is posted for consideration of charge but from the submission of Ld. PP in-charge, it appears to me that conducting Public Prosecutor has not yet been engaged. It is submitted that necessary instruction be given to the PP, Bankura for appointment.

At this stage, Ld. Counsel moves the application for bail on the ground that the accused is a local person and there is no scope to flee away.

On the other hand, Ld. PP in-charge raises strong objection.

Perused the materials on the record, it appears to be me that sec. 302 of IPC is involved in this case. Considering the gravity of the offence prayer for bail is rejected at this stage.

Fix – 03.08.19 for production of the accused and appointment of the Panel Public Prosecutor by the Public Prosecutor, Bankura.

Let the relevant portion of the order be communicated to the Public Prosecutor, Bankura for information and appropriate action.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 11th day of July, 2019

Copy forwarded to : The Ld. Public Prosecutor,
Bankura.

Addl. District & Sessions Judge,
Bishnupur, Bankura.

POCSO No. 07 / 19

Dtd. 11.07.19

The case is posted for CD and report in final form.

Both the accused persons are produced from JC.

CD is not produced. Accordingly, case is adjourned and posted on 18.07.19 for production of CD and application for bail should be heard on the same day.

Let the order be communicated at once.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 02(5)17

35 dtd. 11.07.19

The case is posted for examination of CSW No. 12, 13, 14 and hearing of petition dtd. 28.08.18.

The sole accused is produced from JC.

No witness appears. It is now 11.30 am but none appears to represent the Prosecution. So I am unable to understand whether summons have been served or not.

However, on careful perusal of the record and as per submission of the Defence Counsel, it appears to me that application dated 28.08.11 filed by the prosecution has been disposed of on the same day vide order no.23.

Hence, further hearing of the said application does not arise.

So considering whole aspect, I am adjourning the case and posting the case on 31.07.19 for examination of de facto complainant Pradip Pal and CSW No.12 and 01.08.19 for examination of CSW No.13 and 14.

Issue summons upon the witnesses.

Accused as before.

Prosecution to take steps for issuing witness summons.

Accused on the dates fixed.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 20(9)16

17 dtd. 11.07.19

The case is posted for examination of CSW No. 9 and 10.

All the three accused persons remain present by filing hazira.

No witness appears. No summons issued.

Hence, the case is adjourned and schedule for 15.07.19 is also cancelled as I will not be available in the station on that day.

Hence the following schedule is prepared :

Fix – 06.09.19 for evidence of CSW No. 9 , 10
07.09.19 for evidence of CSW No. 11 and 12

Issue summons upon the witnesses.

Accused as before.

Prosecution to take steps for issuing witness summons.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 11(11)18

08 dtd. 10.07.19

Accused Rajen Bagdi is produced from JC.

The rest two accused persons namely Minoti Bagdi and Haradhan Bagdi are absent by filing application of adjournment.

Sri Gurupada Bhattacharjee Ld. Advocate has been appointed by the Prosecution for representing the State.

Let the case be posted for consideration of charge.

Fix – 01.08.19 for consideration of charge and production of the accused.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 11(1)18

06 dtd. 10.07.19

The case is posted for appearance of the accused persons.

Out of 18 accused persons, 13 are present and five accused persons namely Taraknath Bagdi, Swarup Bagdi, Gaur Ghosh, Sajal Ghosh and Saibal Lohar are absent by filing hazira.

The record further reflects that Panel Public Prosecutor has not yet engaged by the State. Accordingly, the matter be informed to the Public Prosecutor for appointment of Public Prosecutor in this case.

Fix – 17.12.19 for appearance of the accused persons as well as appointment of Panel Public Prosecutor.

Let a copy of the order be communicated to the Public Prosecutor, Bankura for information and necessary action.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

POCSO No. 12 / 18

Dtd. 10.07.19

The case is posted for examination of CSW No.7, 8 and 9.

The sole accused Amal Bagdi is present.

None of the witnesses is present.

Court was lying vacant till yesterday. Summons is also not issued for the subsequent dates. Hence, the schedule of this case is cancelled. It appears to me that examination of PW1 has not yet completed. Hence, the case be posted for further examination of PW1.

Fix – 24.07.19 for further examination of PW1.

Issue summons upon the witnesses.

Accused as before.

Prosecution to take steps for issuing witness summons.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 06(5)17

19 dtd. 10.07.19

The case is posted for examination of CSW No. 8 and 9.

The sole accused person is represented u/s. 317 of Cr.PC.

None of the witnesses is present.

Court was lying vacant till yesterday. Hence, the case is adjourned.

Fix – 29.07.19 for evidence of CSW No. 8 and 11.

Issue summons upon the witnesses.

Accused as before.

Prosecution to take steps for issuing witness summons.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 14(3)17

20 dtd. 10.07.19

The case is posted for examination of CSW No.8 and 9.

All the accused persons are represented u/s. 317 of Cr.PC.

None of the witnesses is present.

Court was lying vacant till yesterday. Hence, the case is adjourned.

The following schedule is prepared for further trial.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 01(3)17

06 dtd. 10.07.19

The case is posted for examination of CSW no.13, 14 and 15.

Out of two accused persons accused Irfan Ali is present and another accused Anwara Bibi is represented u/s. 317 Cr.Pc.

No witness is present as summons is not issued against them. It appears from the record and submission of the Ld. Advocates that during this schedule none of the witnesses examined as the court was lying vacant till yesterday.

In view of such facts and circumstances, subsequent dates of the schedule is hereby cancelled and following schedule is prepared for the trial.

Fix –	29.08.19	for evidence of CSW No. 1, 2
	30.08.19	for evidence of CSW No. 3, 4, 5
	31.09.19	for evidence of CSW No. 6, 7, 8
	02.09.19	for evidence of CSW No. 9, 10, 11, 12
	03.09.19	for evidence of CSW No. 13, 14, 15
	04.09.19	for evidence of CSW No. 16, 17, 18, 19
	05.09.19	for evidence of CSW No. 20, 21, 22

Issue summons upon the witnesses.

Accused as before.

Prosecution to take steps for issuing witness summons.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 33(1)13

48 dtd. 10.07.19

Accused Manna Mondal is produced from J.C.

Other four accused persons on court bail are present.

I have taken the record for hearing of the petition dtd. 03.04.19 filed by the Defence.

I heard the submission from the defence. It appears to me that the defence intend to recall PW23 J.P. Singh on the ground mentioned in the petition. The petition is formal in nature and considering its gravity, the prayer of the defence is allowed.

Fix – 20.07.19 for further examination of PW23 J.P. Singh.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 16(2)13

dtd. 11.04.19

One copy of receipt showing payment of fine of Rs.10,000/- is filed.

Let it be kept with the record.

A copy of this order along with a copy of order dtd. 05.04.19 be communicated to the concerned correctional home.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 11th day of April, 2019

Copy forwarded to : The Superintendent,
Midnapore Central Correctional Home
District : Paschim Midnapore ... for information and necessary
action.

Addl. District & Sessions Judge,
Bishnupur, Bankura.

S.C. No. 22(01)18

17 dtd. 22.04.19

Accused Rumpa Koley in JC is produced.

The case is taken up further evidences.

At this stage, Ld. PP present submits that today is fixed for examination of the IO. That one Shyamapada Koley, the de facto complainant as well as seizure witness is not cited by the IO in the charge sheet but his evidence is necessary for this case. So prays for summoning the said person as a witness in this case.

The instant petition moved. Heard Ld. PP. In-charge. It appears that the FIR maker Shyamapada Koley is not cited as a witness in the charge sheet. For proper adjudication of the case, the examination of the said person is necessary. Moreover, the defence will get an opportunity to cross examine the witness. In order to bring home all the evidences on record, I think the prayer of prosecution should be granted. Hence, the petition filed this day on behalf of the prosecution is considered and allowed.

Shyamapada Koley be summoned as witness in this case.

Fix – 24.05.19 examination of witness Shyamapada Koley and CSW No.14 and 15.

Issue witness summons.

Prosecution to take steps.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 08(05)14

20 dtd. 10.04.19

Out of six accused persons, Raju Bauri @ Khoka and Putun Bauri are produced before this court. The other four accused persons namely Gopal Bauri, Jhantu Bauri @ Tubla, Padma Bauri @ Petki and Kashinath Bauri on court bail are present and have filed hazira.

The case is taken up for evidence.

Ld. PP in-charge submits that no witness has turned up.

Fix - for evidence of PW17.

To date for production and appearance.

It appears that one petition praying for bail on behalf of accused Putun Bauri is filed.

The petition not moved.

None appeared for this accused.

Hence, the petition is rejected not moved.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 03(03)12

63 dtd. 08.04.19

The accused persons on court bail are present and have filed hazira.

The case is taken up for evidence.

Ld. PP in-charge submits that no witness has turned up and WWA is pending against one of the witnesses.

Ld. Advocate for the accused submits that the case is long pending.

Let a report be called for along with presence of OC before this court for not executing the WWA.

Heard the submissions of both sides. Perused. It appears that the case is pending for ER against CSW No.15 but till date inspite of issuing several reminders no report is being submitted.

The OC, Joypur PS is directed to appear in person before this court on 16.05.19 positively along with report regarding WWA against the said witness.

Fix – 16.05.19 appearance of the accused persons, OC Joypur PS and further evidence.

Communicate the order at once.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 02(11)16

dtd. 05.04.19

The case record is put up today.

The accused Taimur Khan @ Tainur is produced before this court as per direction of Ld. A.C.J.M., Bishnupur order passed on 25.03.19.

Perused the materials on record. It appears that charge sheet was submitted in this case against 19 accused persons and this accused is one of them. It appears from the order of commitment passed on 04.10.16 case was filed for the present against this accused along with others. The case was committed against 10 accused persons. The case is already disposed of against 10 accused persons.

As the case was filed for the present against the present accused being warrant pending against him, was brought and produced before Ld. A.C.J.M, Garbeta on the strength of warrant of arrest and thereafter produced before Ld. A.C.J.M, Bishnupur. Ld. A.C.J.M, Bishnupur. Ld. A.C.J.M, Bishnupur passed an order directing the present accused to be produced before this court. As this accused is wanted in this case, he is taken into custody.

Fix – 20.05.19 for production and consideration of charge.

One petition praying for bail is filed without any Sessions Case number.

It is not supported by any vokalatnama. There is no endorsement of Hazarat In-charge

The petition is not moved. Hence, the petition is rejected as not moved.

To date.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 05(08)16

29 dtd. 05.04.19

The case record is put up today.

The accused Taimur Khan @ Tainur is produced before this court as per direction of Ld. A.C.J.M., Bishnupur.

Perused the materials on record. It appears that charge sheet was submitted in this case in this case against 16 accused persons and this accused is one of them. It appears from the order passed on 10.05.16 that case was filed for the present against this accused along with another. The case was committed against 12 accused persons. During trial one of the accused namely Osman Mondal expired. The case is already disposed of against the other 11 accused persons.

As the case was filed for the present against the present accused being warrant pending against him, was brought and produced before Ld. A.C.J.M, Garbeta on the strength of warrant of arrest and thereafter produced before Ld. A.C.J.M, Bishnupur. Ld. A.C.J.M, Bishnupur passed an order directing the present accused to be produced before this court. As this accused is wanted in this case, he is taken into custody.

Fix – 20.05.19 for production and consideration of charge.

One petition praying for bail is filed.

The petition is not by the accused. There is no endorsement of the Hazarat In-charge. No vokalatnama is filed.

The petition is not moved. Hence, the petition is rejected as not moved.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 16(2)13

dtd. 05.04.19

The case record is put up today at the prayer of the petitioners Swapan Bairagya and Krishna Bairagya.

One petition is filed praying for depositing fine of Rs.5,000/- in respect of the conviction order passed against them.

Perused certified copy of the order passed in CRA No.182/14 in respect of S.C. No. 16(2)13 being S.T. No. 01(3)09. It appears that vide judgment and order dtd. 12.07.18 Hon'ble High Court has been pleased to pass an order to the effect that "In view of the aforesaid fact, I reduce the sentences imposed on appellant no.1 and 3 on the count of the offence under section 304B of the Indian Penal Code and I direct that appellant no.1 shall suffer rigorous imprisonment for 10 years and shall pay a fine of Rs.5,000/- in default to suffer rigorous imprisonment for six months more and appellant no.3 shall suffer rigorous imprisonment for 7 years and to pay a fine of Rs.5,000/- in default to suffer rigorous imprisonment for six months more. Sentences imposed upon them on score of offence punishable under section 498A of the Indian Penal Code are upheld."

"Sentences imposed upon appellant no.2 shall remain unaltered. Both the sentences shall run concurrently. Period of detention suffered by the appellants during investigation, enquiry and trial shall be set off from the substantive sentence imposed upon them in terms of 428 of the Code of Criminal Procedure".

In view of the direction of the Hon'ble Court the convicted persons are at liberty to deposit the fine amount as stated in the said order.

If fine is paid, to submit compliance thereof to this court in terms of the said order.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 22th day of April, 2019

Copy forwarded to : The Superintendent,
 Midnapore Central Correctional Home
 District : Paschim Midnapore ... for necessary action.

 Addl. District & Sessions Judge,
 Bishnupur, Bankura.

S.C. No. 01(4)19

02 dtd. 05.04.19

Mansur Gayen and Sufiya Bibi on court bail are present and have filed hazira.

One petition is filed praying for remaining on the same bail along with one vokalatnama.

Moved.

No adverse report. Hence, allowed.

The said two accused persons are directed to remain on the same bail.

Accused Marfat Gayen is produced from JC.

One petition is filed on behalf of this accused along with one fresh vokalatnama praying for bail.

The petition shown.

The instant petition is moved. Heard.

It is submitted on behalf of this accused that he is under detention since long period of time. That other accused persons are already enlarged on bail. That this accused is innocent and prays for bail on any condition.

Ld. PP in-charge raises objection. That there is allegation against the present accused u/s. 302 of IPC.

Heard both sides. Perused. It appears that charge sheet is submitted in this case and this accused is stated to be husband and there is prima facie allegation against the present accused of the offences stated therein. I find that there are chances of tampering with the evidence if this accused is enlarged on bail. Considering the materials thereof I am not inclined to grant prayer for bail.

Hence, the petition is considered and rejected.

Fix – 17.04.19 for appearance, production and consideration of charge.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Ld. Lawyer for the accused is present and Ld. PP is also present.

It appears that on 26.03.19 one order was passed requesting the Superintendent of Bishnupur Hospital to hold examination of the accused regarding his mental status and to furnish report on 18.04.19. Without the report, it will not be prudent to proceed with the case. It appears that schedule is already fixed in this case but the accused need not be produced on the dates as per schedule as 18.04.19 is fixed for report.

Hence, the accused be produced before this court on 18.04.19.

To date for production and report.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

28 dtd. 02.04.19

Out of 14 accused persons charge sheeted, 9 accused persons are present and have filed hazira.

One petition is filed on behalf of one accused Kaimuddin Khan praying for adjournment. Perused the materials on record. It appears that from the order of commitment dtd. 17.09.15 , the case was filed for ever against accused Mohammad Mallick and filed for the present against accused Sovan Ali Khan. It appears that death report in respect of Samsur Mondal is received stating that he expired on 24.03.17. Death report is also received in respect of accused Mahasin Dalal, who expired on 05.11.15. So the case is filed for ever against these two accused persons namely Samsur Mondal and Mahasin Dalal.

As one of the accused is not present today, so the case could not be taken up for consideration of charge.

Fix - for consideration of charge.

All the accused persons must remain present on the date fixed.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 05(2)18

02 dtd. 01.04.19

Sole accused Srimanta Dey is produced today.

Ld. Lawyer for the accused is present and Ld. PP is also present.

It appears that on 26.03.19 one order was passed requesting the Superintendent of Bishnupur Hospital to hold examination of the accused regarding his mental status

and to furnish report on 18.04.19. Without the report, it will not be prudent to proceed with the case. It appears that schedule is already fixed in this case but the accused need not be produced on the dates as per schedule as 18.04.19 is fixed for report.

Hence, the accused be produced before this court on 18.04.19.

To date for production and report.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 01(8)15

49 dtd. 25.03.19

Accused Ashit Ghati, Ali Baux Bhuiya and Musrek Khan have file hazira and are present in court today.

Accused Giyapati Ali is found absent without any step.

None appeared on behalf of this accused.

This accused was previously on bail.

Issue WA against Giyapat Ali.

Fix - for ER and appearance.

Ld. ACJM Bishnupur is requested to start a case u/s. 446 of Cr.PC against the surety of accused Giyapat Ali

Communicate the order.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 05(2)18

13 dtd. 26.03.19

Sole accused Srimanta Dey is produced from JC.

The case is taken up for evidence.

One witness namely Dinabandhu Dey is examined as PW1, cross examined in part. Certain signatures are marked as Exbt.-1 and 2.

At this stage, one petition is filed on behalf of this accused stating that he is a mentally ill person so prays for calling report.

The instant petition moved.

When a submission regarding mental illness of the accused is brought to the notice of the court, the said matter is required to be decided before proceeding with the case. On perusal of the materials on record, it appears that one petition was filed before Ld. A.C.J.M. stating that accused is a mentally unsound person. In view of the said petition, Ld. ACJM issued direction for medical treatment. As per direction, the accused was placed for medical treatment regarding his mental status and certain copies of prescriptions were forwarded before the Ld. Court. There is no report coming before this court whether the accused is mentally ill or not.

In the present situation, I think it is necessary to ascertain as to whether the accused is mentally ill person or not.

The Superintendent of Bishnupur Hospital is requested to hold examination of the accused regarding his mental status by Psychiatrist of the said hospital.

The Superintendent of Bishnupur Correctional Home is directed to make arrangement for production of the accused before the Superintendent of Bishnupur hospital for his examination.

Communicate the order for compliance.

Fix – 18.04.19 for report.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 26th day of March, 2019

Copy forwarded to : 1. The Superintendent of Bishnupur Hospital,
Bishnupur.

2. The Superintendent of Bishnupur Correctional Home
Bishnupur.

Addl. District & Sessions Judge,
Bishnupur, Bankura.

MAT SUIT No. 112 / 17

07 dtd. 25.03.19

The petitioner no.1 files hazira.

One petition is filed on behalf of the petitioner no.2 praying for adjournment.

Moved. Perused. It appears that it is a case filed u/s. 28 of Special Marriage Act filed on 13.09.17.

The statutory period is over. So the case calls for dismissal.

In view of the provisions u/s. 28(2) of Special Marriage Act., the present Mat Suit be and the same is dismissed.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,

Addl. Dist. & Sessions Judge,

Bishnupur, Bankura

Bishnupur, Bankura

Cr. Appeal No. 03 / 16

35 dtd. 25.03.19

Parties take no steps.

Perused the materials on record. It appears that the original case was received by this court and since then it appears that the notice was not issued on the parties. Hence, issue notice at once upon both the parties

Fix – 30.05.19 for SR.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 05(8)16

26 dtd. 19.03.19

Mangalam Mallick is produced before this court on the basis of the order of Ld. ACJM, Bishnupur passed on 06.03.19.

The accused is taken into custody.

No bail petition is filed. None moved.

Fix – 30.03.19 for production.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 18(9)16

dtd. 19.03.19

Mangalam Mallick is produced before this court on the basis of the order of Ld. ACJM, Bishnupur passed on 06.03.19.

The accused is taken into custody.

No bail petition is filed. None moved.

Fix -30.03.19 for production.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 11(7)17

10 dtd. 15.03.19

Today is fixed for consideration of charge.

Accused Pradeep Dey and Prabir Dey on court bail have filed hazira. Other accused persons namely Debdas Dey and Durgadas Dey are absent and have filed petition.

Considered.

It is submitted on behalf of the accused that the case being Bishnupur PS Case No.67/16 should be tried along with the case being Bishnupur PS Case No.68/16. There is an order passed by Ld. Sessions Judge, Bankura u/s. 408 of Cr.PC wherein has directed to try both the cases simultaneously as both the cases arose out of self same incident.

Considered the submission.

One order dtd. 21.02.19 passed in Cr. Misc. Application No.04/18 communicated vide Memo No.468 Cr. Dtd. 25.02.19 is received.

Perused. It appears that Ld. Sessions Judge, Bankura has been pleased to pass an order "GR Case No.387/17 of the Ld. Court of Judicial Magistrate 2nd Court, Bishnupur is withdrawn and transferred to the Ld. Additional Sessions Judge, Bishnupur for simultaneous trial with SC 11(07)17.

The case record of GR Case No.387/17 also received by this court.

In view of the said order, let both the cases be tried simultaneously.

Fix – 19.07.19 for appearance of accused persons in case being SC 11(07)17.

To date for appearance of accused persons in case being GR Case No.387/17.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 03(3)12

62 dtd. 16.03.19

Seven accused persons on CB are present and have filed hazira.

It appears that there were 8 accused persons against whom charge was framed. Subsequently, accused Akal Majhi appears to have expired and the case is filed for ever against this accused vide order dtd. 29.09.15.

The case is taken up evidence.

Ld. PP submits that witnesses did not turn up. Witness warrant was issued but no report received. So reminder be issued.

Heard. Perused. It appears that Witness Warrant of Arrest was issued against CSW no.15 namely SI Mahadeb Guha but till date no ER is received.

Issue reminder at once to the concerned Joypur PS.

Fix – 08.04.19 for ER of WWA and evidence.

The accused persons must remain present on the date fixed.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 03(3)12

62 dtd. 16.03.19

Seven accused persons on CB are present and have filed hazira.

It appears that there were 8 accused persons against whom charge was framed. Subsequently, accused Akal Majhi appears to have expired and the case is filed for ever against this accused vide order dtd. 29.09.15.

The case is taken up evidence.

Ld. PP submits that witnesses did not turn up. Witness warrant was issued but no report received. So reminder be issued.

Heard. Perused. It appears that Witness Warrant of Arrest was issued against CSW no.15 namely SI Mahadeb Guha but till date no ER is received.

Issue reminder at once to the concerned Joypur PS.

Fix – 08.04.19 for ER of WWA and evidence.

The accused persons must remain present on the date fixed.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 16th day of March, 2019

Copy forwarded to : The SI Joypur PS.
Bankura. for information & necessary action.

Addl. District & Sessions Judge,
Bishnupur, Bankura.

S.C. No. 10(7)17

11 dtd. 15.03.19

Today is fixed for ER against one accused and appearance of other accused persons.

Perused. It appears that in the present case charge sheet was submitted against five accused persons. The case was committed against four accused persons and it was filed for the present against one accused namely Saifullah Khan.

Out of four accused persons steps are taken today in respect of three accused persons namely Jalad Baran Chandra, Refique Mondal and Anwar Ali Bhangi.

Warrant of Arrest is pending against Badal Khan.

No ER received.

Fix – 02.08.19 for appearance of three accused persons and ER against accused Badal Khan.

Issue reminder

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 17(1)14

79 dtd. 11.03.19

Sole accused Srikanta Ghosh is produced from JC.

The case record is taken up for further examination of the accused u/s. 313 of Cr.PC.

It appears that the present accused was initially examined on 24.11.16 after adducing evidence by the prosecution and thereafter at the prayer of the prosecution two other witnesses were examined, so the accused is further examined u/s. 313 of Cr.PC in respect of the evidence that has come up after 24.11.16.

The accused is examined u/s. 313 of Cr.PC., written on separate sheet of paper and kept with the case record.

The accused does not intend to adduce any defence evidence.

Fix – 25.03.19 for hearing argument and production.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

POCSO No. 01 / 17

11.03.19

Accused Prakash Sarkar is produced from JC.

Ld. Spl. PP and Ld. Advocate for the accused are present.

The case record is taken up for further evidence.

No witness is present.

It is submitted by the prosecution side that on last occasion the VG was informed to come this day but has failed to come so Warrant of Arrest be issued against the VG. That the case is pending for examination of some of the witnesses.

Considered the submission of Ld. Spl. PP. Perused.

It appears that the case is pending for evidence since long. On several occasions the VG was directed to remain present before this court yet failed to appear inspite of issuing witness summon. Hence, prayer of Ld. Spl. PP is considered and allowed.

Issue bailable witness warrant against the VG.

Fix – 25.03.19 for further evidence of VG, CSW 16.

It appears depositions recorded on 11.12.18 are not signed through inadvertence. The same is signed now.

At this stage, one bail petition filed on 26.02.19 is moved.

Heard. It is submitted on behalf of the accused that he is under detention for a long time. That the prosecution side has failed to complete the trial by bringing the witnesses. As such, this accused should be granted bail on any condition.

Perused. It appears that the case is pending for evidence. Evidences are adduced and the case is pending for further evidence and some of the witnesses are yet to be examined. It appears that on several occasions prayer for bail was turned down. Considering the materials and the stage, I am not inclined to grant the prayer.

Hence, the prayer for bail stands rejected.

To date (25.03.19) for production and evidence.

Take steps at once for production of witnesses.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

POCSO No. 02 / 19

11.03.19

Accused Lalu Sk. @ Khora is produced from JC.

One bail petition praying for bail is moved for the accused.

The petition shown. Objection raised.

It is submitted on behalf of the present accused that he is a married man having his family. That it was the VG, who took the vehicle of his accused without his permission so he scolded her. In order to take the revenge on the following day the FIR was lodged. That he is innocent and prays for bail on any condition.

Ld. Spl. PP submits that investigation is completed in this case. Charge sheet is lying with the CD. That it was the VG, who was driving and the accused was also there in the vehicle committing such act. So raises objection.

Perused the materials. CD is produced. It appears that investigation is completed. Charge sheet is already available in the CD. Prima facie case is made out against the present accused of the offences stated therein. The VG is a minor. Considering all I am not inclined to grant the prayer.

Hence, the prayer for bail stands rejected.

Fix - 19.03.19 for production.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

SC No. 17(01)14

78 dtd. 01.03.19

Accused Srikanta Ghosh is produced from JC.

The case record is taken up for further evidence.

It appears that witness warrant was issued against CSW No.8 and 9 yet they are not present before this court today. No ER received.

One petition is filed by the prosecution stating that they do not intend to adduce further evidence in this case and prays for closing evidence for prosecution and also prays for recall of WWA against the witnesses.

The petition moved.

Heard both sides.

It is submitted on behalf of the accused that this accused is under detention since long period of time and evidence are not being adduced by the prosecution. At this stage, prosecution side has prayed for closure of its evidence by a petition.

The prayer of prosecution is considered and allowed.

Recall WWA against CSW No.8 and 9.

Evidence on behalf of prosecution is closed as per prayer.

Fix – 11.03.19 for examination of accused u/s. 313 of Cr.PC.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

SC No. 07(07)18

12 dtd. 01.03.19

Out of 21 accused persons, accused Akbar Ali Mondal is produced from JC.

Out of the rest 20 accused persons on court bail, accused Jahanara Bibi is absent.

One affidavit is filed stating that she has undergone Gall Bladder operation and is at present admitted in Burdwan College & Hospital. So prays for a short adjournment.

Perused the materials.

Ld. PP In-charge submits that as one of the accused is unable to attend the court, let a short adjournment be granted.

Considered the submission of both sides. Perused the materials thereof. It appears that there is direction to proceed with the case. No further adjournments will be granted.

Fix – 08.03.19 for production, appearance and consideration of charge.

All the accused persons must remain present positively on the date fixed i.d. WA will be issued.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

SC No. 02(11)09

C O P Y

01.03.19

The case record is put up.

It appears that one copy of receipt showing payment of fine of Rs.5,000/- is filed.

Communicate the order to the concerned Correctional Home and also to wife of deceased namely Kalpana Bagdi accordingly.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 01st day of March, 2019

Copy forwarded to : The Superintendent
Midnapore Central Correctional Home. for information & necessary
action.

Addl. District & Sessions Judge,
Bishnupur, Bankura.

S.C. No. 05(10)10

C O P Y

90/ 27.02.19

The case record is put up today at the prayer of accused Gorachand Mandi, who surrendered before this court and prays for bail. According to this petitioner accused, the Warrant of Arrest was issued against him, so he has voluntarily surrendered before this court and prays for recall of WA.

Prayer for recall of WA is allowed.

Recall the WA against this accused Gorachand Mandi at once.

This accused is taken into custody.

Another accused Sitaram Mandi is produced on the strength of WA.

The accused is taken into custody.

The bail petition on behalf both the accused persons are moved. Heard.

It is submitted on behalf of the accused persons that they are innocent. That they were not aware of the date fixed so could not appear before the court, so prays for bail on any condition.

Ld. PP is also present and submits that the case is pending since long because of these accused persons. Thus raises objection.

Heard submission of both sides. Perused the materials. It appears that the case was proceeding for recording evidence. Most of the witnesses are examined in this case. Some of the witnesses are yet to be examined. Considering the materials and the stage, I think the prayer should be granted.

Hence, the prayer for bail of these two accused persons namely Gorachand Mandi and Sitaram Mandi are considered and allowed.

These accused persons may find bail of Rs.5,000/- each with two sureties of Rs.2500/- each other than the previous one subject to the satisfaction of Ld. A.C.J.M, Bishnupur.

If bail bound is accepted, Ld. A.C.J.M shall issue release order forthwith and inform this court accordingly.

Ld. PP in-charge submits that fresh schedule be fixed for evidence in this case. It appears that date is already fixed on 09.05.19. So

Fix	-	10/05/19	for evidence of CSW No. 7, 8, 9
		13/05/19	for evidence of CSW No. 2, 12

Prosecution to take steps for issuing witness summons.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur

Addl. Dist. & Sessions Judge,
Bishnupur

Office of the Additional District & Sessions Judge, Bishnupur ,Bankura

No. Dated, Bishnupur, the 27th day of February, 2019

Copy forwarded to : IC, Bishnupur
 Bankura

Addl. District & Sessions Judge,
Bishnupur, Bankura.

SC No. 06(11)16

29 dtd. 22.02.19

Today is fixed for appearance and production.

Out of three accused persons, accused Santosh is produced from JC.

One of the accused namely Laltu Bag is present and absent petition is filed for accused Kalpana Bag.

Perused. It appears that there is one custody accused in this case, so I shall take up the matter for consideration of charge. Till now PP is not appointed in this case.

Today Ld. Advocate for the accused Kalpana Bag submits that she is seriously ill so unable to attend the court today and prays for short adjournment.

Considering the situation and in absence of one of the accused, the case could not be taken up for consideration of charge.

Fix – 08.03.19 for production, appearance and consideration of charge.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

POCSO NO. 12 / 17

dtd. 19.02.19

Accused Najiful Mirja is produced from Sumangalam Home.

The case is taken up for evidence.

It appears that the IO of this case was directed to submit compliance report.

One report is received this day from IO stating that he has made attempt to complete the process of DNA Test but now he is posted at Mandaldighi under Barikul PS. It appears that he has not completed the process till now.

In the present situation, he is being transferred. The OC of Sonamukhi PS is directed to complete the process of DNA Test in connection with present case with immediate effect as the same is required for the purpose of this case and as the case is under the Special Act., the same requires expeditious trial as there is mandate of law to dispose of the case within a stipulated time.

Inform OC, Sonamukhi PS at once.

Communicate the order.

To date (02.03.19) for evidence, production, appearance and compliance.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

SC No. 02(02)18

dtd. 14.02.19

Accused Sk. Manu, Sk. Najrul, Anewar Bibi, Sk. Sayed Ali have filed hazira and are present in court.

Perused the materials on record. It appears that one complaint was filed before the Ld. A.C.J.M., Bishnupur by one Samsur Bari Mondal against six accused persons namely Sk. Manu, Sk. Najrul, Anewar Bibi, Sk. Kaltu, Sk. Ajijul and Sk. Sayed Ali.

The complaint case was transferred to the Court of Ld. JM 2nd Court, Bishnupur for disposal. Ld. Court below examined the complainant u/s. 200 of Cr.PC and a prima facie case having been established u/s. 143, 436 of IPC. processes were issued. Subsequently, all the six accused persons named in the complaint appeared before the court on 07.05.13. It appears that Ld. Advocate submitted before the Ld. Court that accused Ajijul and Sk. Saidul Islam are minors and prayed for bail against other accused persons and accordingly, bail was granted. The said two above named persons were sent before the Juvenile Justice Board, Bankura for facing the trial. Subsequently, the case was taken for up commitment and on 01.02.18 the case was committed before the Ld. Sessions Judge on 01.02.18 against accused namely Sk. Manu, Sk. Najrul,

Anewar Bibi, Sk. Sayed Ali and Sk. Kaltu. From the complaint, it appears that there is no such name as Sk. Saidul Islam. There is some anomaly regarding names of the accused persons.

Ld. Lawyer present today on behalf of the accused persons submits that accused Sk. Ajijul and Sk. Kaltu are minors, who were tried before the Juvenile Justice Board and the matter is already disposed of.

In order to ascertain the identification of the accused persons named in the complaint and regarding the names stated at the time of commitment is required to be verified.

In the meantime, ld. Lawyer for these accused persons is directed to furnish all the particulars of the persons stated to have been tried before the Juvenile Justice Board which according to him is already disposed of and also regarding identify of the present accused persons. Unless the names are verified, it is not possible to proceed with the present case.

Hence, fix – 05.04.18 for production of the relevant documents regarding identification of the accused persons named in the complaint and regarding case before the Juvenile Justice Board, if any.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

SC No. 01(08)15

44 dtd. 13.02.19

Today is fixed for examination of the accused persons u/s. 313 of Cr.PC. It appears that one of the accused namely Giapat Ali @ Gia @ Ali is not present before this court.

One petition is filed on behalf of this accused stating that he is under detention in Bankura Correctional Home in connection with other cases. So prays for issuance of

Production Warrant.

The petition moved. Heard. Perused. It appears that the other three accused persons namely Ajit Ghati, Kajal @ Alibox Bhuiya, Musrek @ Musharaf @ Ira Khan on court bail are present and have filed hazira.

The case is taken up for examination of the accused persons u/s. 313 of Cr.PC.

Three of the accused persons present are examined u/s. 313 of Cr.PC, written on separate sheet of papers and kept with the case record. As one of the accused is not produced this day, issue Production Warrant for production of accused Giapat Ali @ Gia @ Ali before this court on 16.02.19 positively.

To date for examination of the accused person namely Giapat Ali @ Gia @ Ali u/s. 313 of Cr.PC and appearance.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 05(02)18

Sole accused is not produced.

One bail petition is filed.

The petition shown. Strong objection raised.

The instant petition is moved. It is submitted on behalf of this accused that father of this accused will take care of the accused and that he is innocent and prays for bail on any condition.

Ld. PP in-charge raise strong objection stating that there is material.

Heard submission of both sides. Perused the materials. It appears that prima facie material is there against this accused. Considering the stage and the materials. I am not inclined to grant the prayer.

Hence, the petition praying for bail is rejected.

The case is fixed for consideration of charge. As the accused is not produced, the charge could not be framed.

At this stage, one petition is filed on behalf of the accused stating that the accused is being wrongfully detained without giving any intimation to this court. So prays for passing necessary order against the Jail Authorities for not producing the accused.

Heard the submission. Perused the materials. It appears that the case was committed on 14.02.18 where the accused Srimanta Dey was produced. In the commitment order there was direction for production of the accused before this court on 28.02.18. On 28.02.18 the accused was not produced but a report was furnished regarding his non-production stating that he has been sent to Bankura for his better medical treatment. Thereafter, a date was fixed on 05.04.18. In between the date of production one intimation was received stating that for better treatment the accused is being sent from Bankura hospital to Alipore Correctional Home for his treatment at SSKM Hospital or any other hospital. One message is forwarded showing that on 15.03.18 the accused was released from Bankura hospital and sent to Alipore Correctional Home for treatment at SSKM Hospital. One letter dtd. 20.08.18 is also furnished from Alipore Correctional Home stating that the accused could not be produced due to want of police escort and pray for his production on the next date seeking a date of production.

On perusal, it appears that lastly the accused was in Alipore Correctional Home. So, the Superintendent of Alipore Correctional Home is directed to produce the accused before this court on 13.03.19 positively without fail as the case is required to be proceeded expeditiously.

Fix – 13.03.19 for production of the accused and consideration of charge.

Communicate the order at once to the concerned Correctional Home.

The petition on behalf of the accused is thus disposed of.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 07th day of February, 2019

Copy forwarded to : The Superintendent,
 Alipore Correctional Home
 Kolkata. for information and necessary action

Addl. District & Sessions Judge,
Bishnupur, Bankura.

SC No. 05(11)16

Later :

28.01.19

One petition is filed on behalf of accused Sarek Mallick @ Rahaman.

The petition moved.

It is submitted that this accused was granted bail previously and that at present he intends to furnish bail bond. Perused. It appears that in the GR Case being no. 24/07 vide order dtd. 21.11.08 Ld. ACJM has been pleased to grant bail against accused Sarek Rehaman @ Mallick but till date having not furnished the bail bond was in custody.

Send a copy of this order along with case record S.C. No. 05(11)16 (GR Case no. 24/07) to Ld. A.C.J.M., Bishnupur.

If bail bond is accepted, Ld. ACJM is directed to send back the case record along with bail bond forthwith to this court so that release order may be issued by this court.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur ,Bankura

No. Dated, Bishnupur, the 28th day of January, 2019

Copy forwarded to : Ld. A.C.J.M.,
 Bishnupur
 Bankura

Addl. District & Sessions Judge,
Bishnupur, Bankura.

roduced from JC.

The case is taken up for evidence.

Witness Radharaman Singh is examined as PW1, cross examined in full and discharged.

Witness Madhusudhan Sardar is examined as PW2, cross examined in full and discharged.

Witness Dilip Digar is examined as PW3, cross examined in full and discharged.

One signature of PW3 is admitted into evidence and marked as Exbt.1.

No other witness is present.

To date (16.01.19) for further evidence and production of accused persons.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

S.C. No. 07(07)18

08 dtd. 03.01.19

Out of 22 accused persons accused Akbar Ali Mondal is produced from JC.

The other accused persons on court bail are present and have filed hazira.

The case is taken up for consideration of charge.

At this stage, Ld. PP in-charge submits that the CD is not available as a result he is unable to proceed with the matter and prays for adjournment.

Considered. It appears that there is direction from Hon'ble Supreme Court to proceed in accordance with law.

Hence, fix – 14.02.19 for framing of charge.

To date for production and appearance of the accused persons.

One petition is filed praying for shifting the accused in custody Akbar Ali Mondal from Bankura Correctional Home to Bishnupur Correctional Home on the ground stated therein.

The instant petition is moved. Heard.

It is submitted on behalf of the accused that it is difficult for the family members of the present accused to meet him at a distant place. That the place being at a distance from the present court is causing difficulty in travelling. That the present accused person has no cases before any of the courts in Bankura, so prays for shifting to Bishnupur Correctional Home.

Considered the submissions of Ld. Advocate for the accused.

In my view when there are no cases pending against this accused before the courts at Bankura, I think the accused should be kept in the Sub-correctional Home at Bishnupur as it will be convenient for his production before this court on the dates fixed.

Hence, the petition is considered and allowed.

The Superintendent, Correctional Home Bankura is directed to see that the present accused Akbar Ali Mondal is shifted to Sub-correctional Home, Bishnupur for production before this court in connection with the present case.

Communicate the order.

To date (14.02.19)

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 03rd day of January, 2019

Copy forwarded to : The Superintendent,
 Correctional Home Bankura
 Bankura for information and necessary action

Addl. District & Sessions Judge,
Bishnupur, Bankura.

SC No. 14(03)18

12 dtd. 03.01.19

Both the accused persons namely Laltu Digar and Sabitri Digar are produced from JC.

The case is taken up for evidence.

Witness Radharaman Singh is examined as PW1, cross examined in full and discharged.

Witness Madhusudhan Sardar is examined as PW2, cross examined in full and discharged.

Witness Dilip Digar is examined as PW3, cross examined in full and discharged.

One signature of PW3 is admitted into evidence and marked as Exbt.1.

No other witness is present.

To date (16.01.19) for further evidence and production of accused persons.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

SC No. 22(01)18

12 dtd. 13.12.18

Accused Rumpa Koley is produced from JC.

The case is taken up for further evidence.

Ld. PP submits that no witnesses are present today and prays for fixing up fresh schedule.

Prayer is considered and allowed.

One petition is filed for the accused praying for bail.

The petition is shown.

The instant petition is not moved till 3.50 pm. Hence, the same is rejected as not moved.

Fix - 28.01.19	for evidence of CSW No.4, 5, 7
05.02.19	for evidence of CSW No. 13, 14, 15,

Issue summons upon the witnesses.

Prosecution to take steps for issuing witness summons at once.

To date for production.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

SC No. 17(09)16

16 dtd. 28.11.18

The accused person on court bail is present and have filed hazira.

Ld. PP is also present and have filed hazira.

The petition dtd. 21.11.17 filed on behalf of the prosecution is taken up for hearing.

At this stage, it appears that prosecution has prayed for citing some witnesses, who are not cited in the charge sheet. On perusal, it appears that there are several other charge sheeted witnesses, who are yet to be examined. So at this stage, I am not going to take the petition into consideration and the same will be taken up at a later stage after exhausting entire listed witnesses. Hence, the petition is not taken up for consideration this day. It appears that several other charge sheeted witnesses are yet to be examined so fresh schedule to be fixed accordingly, which is as follows :

Fix -
for evidence of CSW No.12, 13
for evidence of CSW No. 14, 15, 16
for evidence of CSW No.17, 18

Issue summons upon the witnesses.

Accused as before.

Prosecution to take steps for issuing witness summons at once.

The petition dtd. 21.11.17 will be taken up at later stage.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur

Addl. Dist. & Sessions Judge,
Bishnupur

SC No. 17(09)16

16 dtd. 28.11.18

The accused person on court bail is present and have filed hazira.

Ld. PP is also present and have filed hazira.

The petition dtd. 21.11.17 filed on behalf of the prosecution is taken up for hearing.

At this stage, it appears that prosecution has prayed for citing some witnesses, who are not cited in the charge sheet. On perusal, it appears that there are several other charge sheeted witnesses, who are yet to be examined. So at this stage, I am not going to take the petition into consideration and the same will be taken up at a later stage after exhausting entire listed witnesses. Hence, the petition is not taken up for consideration this day. It appears that several other charge sheeted witnesses are yet to be examined so fresh schedule to be fixed accordingly, which is as follows :

Fix -	for evidence of CSW No.12, 13
	for evidence of CSW No. 14, 15, 16
	for evidence of CSW No.17, 18

Issue summons upon the witnesses.

Accused as before.

Prosecution to take steps for issuing witness summons at once.

The petition dtd. 21.11.17 will be taken up at later stage.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur

Addl. Dist. & Sessions Judge,
Bishnupur

SC No. 07(07)18

05 dtd. 11.10.18

Accused Akbar Ali Mondal is produced from JC.

Perused. It appears that charge sheet is submitted against twenty two accused persons. Out of which nineteen accused persons namely 1. Shabar Mandal, 2. Saddam @ Jahangir Mondal, 3. Mansur Mondal, 4. Ramjan @ Ramjan Ali Mondal, 5. Umar Ali Mondal @ Umar, 6. Hosnehara Bibi, 7. Rajesh Mondal, 8. Hossain Ali Sk., 9. Saber Ali Sk., 10. Absar Sk., 11. Sk. Ashraf, 12. Sk. Monirul @ Hossain Ali, 13. Sawkat Mondal, 14. Liyakat Mondal, 15. Jahanara Begam @ Bibi, 16. Hoshnera Begam @ Hasina, 17. Aresuba Bibi, 18. Bulti Begam @ Jahanara Bibi and 19. Jamela Bibi on court bail are present and have filed hazira.

Accused Rashid Ali Mondal and Badshah Mondal have filed one absent petition.

It appears that all the accused persons appeared in the present case.

Received one order from Hon'ble Supreme Court passed in Special Leave Petition (Criminal) No.7842 / 2018 dtd. 04.07.18 wherein was pleased to direct this court "To take up the matter for framing of charges and proceed in accordance with law".

In view of the direction, the case is fixed on 19.11.18 for consideration of charge.

All the accused persons on court bail are directed to remain present on the date fixed and production of the custody accused.

To date for appearance and production

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 08(07)15

C O P Y

Ref. : Joypur PS Case No.52/14 dtd. 25.04.14

22 dtd. 05.09.18

Ld. lawyer for the accused files an intimation of death in respect of the accused Purnima @ Annapurna Acharyya, wife of late Tarapada Acharyya of Kuchiakole, PS Joypur District Bankura on the ground stated therein.

Perused. Call for a report from OC, Joypur PS.

To date (28.01.19) for death report.

Inform to the OC, Joypur PS.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Office of the Additional District & Sessions Judge, Bishnupur ,Bankura

No. Dated, Bishnupur, the 10th day of October, 2018

Copy forwarded to : The OC,
 Joypur PS
 Bankura

.... for information and necessary action

Addl. District & Sessions Judge,
Bishnupur, Bankura.

SC No. 08(07)15

22 dtd. 05.10.18

Out of 09 accused persons, 02 accused on court bail are present and have filed hazira.

Ld. Advocates for the accused persons are also present.

It appears that no step is taken on behalf of accused namely Rabi Bagdi. It is submitted by Ld. Advocates for the accused persons that he has expired. Perused the materials on record. It appears that vide order no.13 dtd. 31.07.13 one Death Report was furnished. However, at that stage the case was not filed for ever against him. Perused the report of the said accused, wherein he is stated to have expired on 17.06.13. Hence, the case is filed for ever against this accused namely Rabi Bagdi.

Today is fixed for examination of the accused persons u/s. 313 of Cr.PC.

The accused persons are individually examined and answers given thereto are recorded on separate sheets of paper and kept with the case record. None of the accused persons elected to adduce defence evidence. Hence, evidence is closed.

Fix – 04.10.18 for hearing argument.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 08(05)14

C O P Y

Ref. : Bishnupur PS Case No.20/14 dtd. 26.01.14

15 dtd. 06.09.18

Accused Puton Bauri and Raju Bauri are produced from JC.

Rest of the accused persons are on CB are present and have filed hazira.

The case is taken up examination of the accused persons u/s. 313 of Cr.PC.

At this stage, Ld. PP in-charge submits that the IO is not examined in this case and his evidence is essential for this case and if the IO is not examined, it will cause prejudice to the prosecution side. So prays for issuance of summons upon IO of this case.

Perused. Heard both sides and considered their submissions.

It appears that there is direction upon this court from Hon'ble High Court, Calcutta for concluding the case at an early date. Accordingly, a date was fixed for examination of the accused.

Now Ld. PP has prayed for examining one of the witnesses whose evidence is necessary for proper adjudication of the case.

In think the prayer of the prosecution should be granted at this stage as last chance.

Hence, fix – **20.09.18** for evidence of the IO Sri SI, Dhirendranath Mondal.

Prosecution to take steps for issuance of witness summons.

The witness summons be also served through Superintendent of Police, District :
Bankura to ensure its due service.

A copy of this order be communicated to SP, Bankura accordingly.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Office of the Additional District & Sessions Judge, Bishnupur ,Bankura

No. Dated, Bishnupur, the 07th day of September, 2018

Copy forwarded to : The SP, Bankura
 Bankura for information and necessary action

Addl. District & Sessions Judge,
Bishnupur, Bankura.

SC No. 10(11)16

15 dtd. 06.09.18

Sole accused on court bail is present.

The case is taken up for evidence.

It is submitted on behalf of the prosecution that one witness reported this day to Ld. PP in-charge but without any intimation has left the court, so prays for issuing witness warrant

against this witness.

Considering the submission. Perused the materials. It appears that name of the witness is Chandrabati Mondal was mentioned as the witness present today but was not found on call. It is the duty of the witness to attend the court and to leave the court with due permission, which the witness has not done. Hence, the prayer of prosecution is considered and allowed.

Issue Bailable Witness Warrant against this witness namely Chandrabati Mondal of Rs.500/-

Fixing – 10.09.18 for ER and for evidences.

To date (07.09.18).

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 01(7)17

09 dtd. 05.09.18

Out of five charge sheeted accused persons, case is filed against one accused namely Saifullah Khan vide order of Ld. ACJM dtd. 26.04.17.

Out of the four accused persons, accused Jalad Baran Chandra, Rafique Mondal and

Anwar Aldi Bhangi are on CB are present and have filed hazira.

Ld. Advocates for these accused persons are also present.

Ld. PP in-charge is present.

No steps is taken in respect of accused Badal Khan.

Ld. Advocate Sri Tanmoy Ghatak for this accused submits that he has no contact with the said accused and prays for passing necessary order.

This accused is found absent. No steps taken.

Surety to produce the accused Badal Khan on the next date fixed.

Today is fixed for consideration of charge.

As one of the accused is not present, charge could not be framed today.

Hence, fix – **03.12.18** for consideration of charge and production of Badal Khan by the surety.

Inform.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Office of the Additional District & Sessions Judge, Bishnupur ,Bankura

No. Dated, Bishnupur, the 03rd day of September, 2018

Copy forwarded to : The Ld. PP,
 Bankura

Addl. District & Sessions Judge,
Bishnupur, Bankura.

SC No. 01(2)18

C O P Y

10 dtd. 03.09.18

Accused Bhairab Lohar in JC is produced.

The case is taken up for consideration of charge.

Ld. PP is not available in this case.

It appears that Ld. PP is not appointed in this case.

At this stage, Ld. Advocate for the accused being appointed through Legal Aid has submitted that he is not having the copies as such, he is unable to proceed with the case and prays for supply of copy.

Considered.

On perusal of the materials on record and LCR, it appears that prior to commitment, copies were supplied to the accused to the then Ld. Lawyer. So provisions of supplying copies u/s. 207 of Cr.PC has been complied with.

Fix – 06.10.18 for production.

Ld. PP, Bankura be informed accordingly for appointment of PP in this case.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Office of the Additional District & Sessions Judge, Bishnupur, Bankura

No. Dated, Bishnupur, the 03rd day of September, 2018

Copy forwarded to : The Ld. PP,
 Bankura

Addl. District & Sessions Judge,
Bishnupur, Bankura.

SC No. 02(4)17

09 dtd. 30.08.18

Sole accused Garu Majhi takes no steps nor is present on call.

The case is taken up for consideration of charge.

Ld. PP in-charge is present.

Perused the materials on record.

It appears that on previous occasion Ld. Lawyer for the accused has prayed for issuance of Warrant of Arrest as accused is not having any contact with the Ld. Lawyer.

Considered.

Issue W.A. against this accused Garu Majhi.

Fix – 04.12.18 for E.R.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 03(2)17

07 dtd. 30.08.18

All the four accused persons on court bail are present and have filed hazira.

Ld. Lawyers for the accused persons are also present.

The case is taken up for evidence.

Ld. PP in-charge submits that no witness reported. As the schedule is going on, prays for fixing re-schedule for examination of de facto complainant along with other witnesses as per schedule.

Heard. Perused the materials. It appears that no SR is received against witnesses in spite of issuance of witness summons. Most of the witnesses reside within the jurisdiction of Bishnupur PS.

IC, Bishnupur is directed to cause service of witness summons and send back the SR to this court positively on the dates fixed so that this court can take steps accordingly.

To date i.e. 03.09.18 for evidence of CSW No.1, 2, 4, 5, 6

Issue fresh witness summons upon the CS witnesses 1, 2 and the rest accordingly as per schedule.

Prosecution to take steps at once for issuing witness summons.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 02(5)17

23 dtd. 28.08.18

Accused Sanjay Laha is produced from JC.

The case is taken up for evidence.

No witness has turned up today.

Ld. PP in-charge is present and submits that the name of the de facto complainant has not been mentioned in the charge sheet but evidence of complainant is necessary for determination of the case so prays for issuing summons upon the de facto complainant.

The petition moved. Heard. Perused.

It appears from the charge sheet that the name of the de facto complainant is not mentioned and there is one FIR, which is filed by one Pradip Pal whose name is not stated as a witness in the charge sheet.

Considered the submission of Ld. PP in-charge and on perusal of the materials, the prayer is considered and allowed.

Fix - 12.09.18 for evidence of CSW No.7, 12 and Pradip Pal

27.09.18 for evidence of CSW No.13, 14

Prosecution to take steps for issuing witness summons.

Accused be produced on all the dates fixed.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 22(4)15

43 dtd. 27.08.18

All accused persons on court bail are present and have filed hazira.

Ld. PP in-charge is also present and have filed hazira.

The case is taken up for examination of the accused persons u/s. 313 of Cr.PC.

It appears that previously the accused persons were examined u/s. 313 of Cr.PC. Thereafter at the prayer of the prosecution, the date was fixed for further evidence.

In spite of several opportunities granted for examination of the witnesses, no witnesses were examined by the prosecution side. As such, the evidence for the prosecution was closed on 12.07.18.

As the accused persons are already examined u/s. 313 of Cr.PC and thereafter having no further evidence adduced, I think there is no necessity to further examine them u/s. 313 of Cr.PC.

Fix – 12.09.18 for hearing argument.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 11(3)17

05 dtd. 30.07.18

Out of seven accused persons, six accused persons on court bail are present and have

filed hazira.

One petition is filed stating that accused Kader Mallick has expired and prayed for calling for report. Considered.

It appears that today is fixed for evidence.

Without the report against the said accused, the case can not be proceeded with.

Hence, call for report from the concerned PS regarding accused Kader Mallick.

Communicate the order at once.

It appears that the schedule is already fixed in this case. Pending receipt of report it will not be possible to proceed with the case. Hence, the present schedule fixed till 14.08.18 stands cancelled.

To – 20.08.18 for report against accused Kader Mallick and evidence, if any.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 11(3)17

05 dtd. 30.07.18

Out of seven accused persons, six accused persons on court bail are present and have filed hazira.

One petition is filed stating that accused Kader Mallick has expired and prayed for calling for report. Considered.

It appears that today is fixed for evidence.

Without the report against the said accused, the case can not be proceeded with.

Hence, call for report from the concerned PS regarding accused Kader Mallick.

Communicate the order at once.

It appears that the schedule is already fixed in this case. Pending receipt of report it will not be possible to proceed with the case. Hence, the present schedule fixed till 14.08.18 stands cancelled.

To – 20.08.18 for report against accused Kader Mallick and evidence, if any.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 11(07)17

06 dtd. 25.07.18

All the four accused persons on court bail are present and have filed hazira.

Ld. PP is present and has filed hazira.

The case is taken up for consideration of charge.

One petition is filed on behalf of the accused persons stating that one Criminal Misc. Appeal being 04/18 is pending before Ld. Sessions Judge, Bankura. wherein has been pleased to admit the said application and has called for the case record of the present case. That another case arising out of self same incident is also pending.

The petition shown. Strong objection raised.

Heard both sides.

It is submitted that pending the same matter, the present matter is required to be adjourned.

Considered. It appears that one Misc. application is filed and a certified copy of the order is also annexed with the petition. It appears that there is another GR Case pending before the Court of Ld. ACJM, Bishnupur and as per submission of Ld. Advocate both the cases arose out of self same incident.

On perusal of the copy of the order, it appears that the matter is fixed on 27.08.18. In my view, it will not be prudent to take up the case, pending the matter before Ld. Sessions Judge, Bankura. As such, the prayer for adjournment is considered and allowed.

Fix – 12.09.18 for consideration of charge.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 07(07)17

01 dtd. 25.07.18

Twenty one accused persons on court bail are present and have filed hazira.

One accused namely Akbar Ali Mondal is produced from JC.

The accused persons have prayed for remaining on the same bail along with prayer for confirmation.

Moved. Perused the materials. It appears that charge sheet is submitted against 22 accused persons. One accused is in custody and the case is committed against 18 accused persons. Names of three accused persons are not mentioned in the commitment order. There is error on the face of the case record. As such, the same is required to be sent back to Ld. ACJM, Bishupur for necessary correction.

Sent back the LCR along with copy of this rder.

Fix – for appearance of accused before Ld. ACJM, Bishnupur.

Ld. ACJM, Bishnupur is requested to return bacjk the case record to this court by

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D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 01(01)18

03 dtd. 23.07.18

Today is fixed for appearance of the accused persons.

No steps taken due to resolution of the Local Bar Association.

In this case charge sheet is submitted u/s. 341, 323, 306, 34 of IPC.

The case may be transferred to the Court of Ld. Assistant Sessions Judge, Bishnupur.

Let the case be transferred to the Ld. Assistant Sessions Judge, Bishnupur fixing – 09.08.18 for appearance of the accused before the transferee court.

Accused persons to remain present before the transferee court on the date fixed.

Let the case record be sent to Ld. Assistant Sessions Judge, Bishnupur.

Retain a skeleton record with copy of this order.

Note in the register.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No. 03(09)15

25 dtd. 02.07.18

Out of 14 accused persons charge sheeted, case filed for ever against accused Mohammad Mallick and filed for the present against Sobhan Ali Khan and the case was committed against the other 12 accused persons.

Today accused Anisur Khan, Rabial Dalal, Monojeet Dalal, Ajijul Dalal, Ichahaquk Khan, Arabindo Ghosh on CB are present and have filed hazira.

Accused Manosh Ghosh, Rabial Mallick, Jahangir Khan, Mohasin Dalal and Kaimuddin Khan on court bail are absent and have filed petition.

It appears that accused Samsur Mondal is reported dead.

Ld. A.C.J.M., Bishnupur vide letter no.182 dtd. 06.04.17 forwarded the message received from Alipore Correctional Home stating that Samsur Mondal expired on 24.03.17. Hence, the case be filed for ever against this accused person.

All the accused persons are not present today.

The case could not be taken up for consideration of charge.

Fix – 08.08.18 for consideration of charge.

Accused persons to remain present on the date fixed.

D / C by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

IN THE COURT OF ADDITIONAL DIST. & SESSIONS JUDGE, BISHNUPUR, BANKURA

SC 07(05)17

STATE VS. 1. Farez Bed 2. Laharia Bazkar, 3. Kamakshya Bed,
4. Sasti Bed and 5. Budhika Bed @ Sarshi

PRESENT : SMT. SUMITRA ROY,
ADDL. DIST. & SESSIONS JUDGE,
BISHNUPUR, BANKURA.

ORDER NO. 01 Dated 18.05.2017

Received the commitment record being G.R No. 181/17 arising out of Indas PS case No. 61/17 dated 22.02.17 under Sec. 399/402 of IPC along with brief copy/ copies and explanation for delay in commitment in duplicate from Ld. ACJM, Bishnupur.

Perused the order of commitment and other relevant documents. The case has been committed against the accused persons namely 1. Farez Bed 2. Laharia Bazkar, 3. Kamakshya Bed, 4. Sasti Bed and 5. Budhika Bed @ Sarshi who is in Judicial custody, Superintendent, SDCH, Bishnupur is directed to produce the accused persons before this court on 30.05.17.

Register it as a sessions case.

Cognizance -----

To 30.05..2017 for production.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

IN THE COURT OF ADDITIONAL DIST. & SESSIONS JUDGE, BISHNUPUR, BANKURA

SC 06(05)17

STATE VS.

PRESENT : SMT. SUMITRA ROY,
ADDL. DIST. & SESSIONS JUDGE,
BISHNUPUR, BANKURA.

ORDER NO. 01 Dated 19.05.2017

Received the commitment record being G.R No. 1002/15 arising out of Patrasayer PS case No. 256/15 dated 02.12.15 under Sec. 498A/306 of IPC along with brief copy/ copies and explanation for delay in commitment in duplicate from Ld. ACJM, Bishnupur.

Perused the order of commitment and other relevant documents. The case has been committed against the accused person namely Nema Mondal is on bail and Ld. Committing Magistrate has directed the said accused person to appear before the court of Ld. Addl. Dist. & Sessions Judge, Bishnupur, Bankura on 05.07.2017.

Register it as a sessions case.

Cognizance -----

To 05.07.2017 for appearance.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

IN THE COURT OF ADDITIONAL DIST. & SESSIONS JUDGE, BISHNUPUR, BANKURA

SC 14(05)17

STATE VS. 1.Gadadhar Dutta, 2. Bharati Dutta, 3.Haradhan Dutta, 4.Barnali Dutta

PRESENT : SMT. SUMITRA ROY,
ADDL. DIST. & SESSIONS JUDGE,
BISHNUPUR,BANKURA.

ORDER NO. 01 Dated 25.05.2017

Received the commitment record being G.R No. 106/15 arising out of Indas PS case No. 11/15 dated 06.02.15 under Sec. 498A/323/307/34 & 3 / 4 D. P. Act along with brief copy/ copies and explanation for delay in commitment in duplicate from Ld. ACJM, Bishnupur.

Perused the order of commitment and other relevant documents. The case has been committed against the accused person namely 1.Gadadhar Dutta, 2. Bharati Dutta, 3.Haradhan Dutta, 4.Barnali Dutta are on bail and Ld. Committing Magistrate has directed the said accused person to appear before the court of Ld. Addl. Dist. & Sessions Judge, Bishnupur, Bankura on 20.07.2017.

Register it as a sessions case.

Cognizance -----

To 20.07.2017 for appearance.

Addl. Dist. & Sessions Judge,
Bishnupur,Bankura.

IN THE COURT OF ADDITIONAL DIST. & SESSIONS JUDGE, BISHNUPUR, BANKURA

SC 02(05)17

STATE VS. Sanjoy Laha

PRESENT : SMT. SUMITRA ROY,
ADDL. DIST. & SESSIONS JUDGE,
BISHNUPUR, BANKURA.

ORDER NO. 01 Dated 12.05.2017

Received the commitment record being G.R No. 51/17 arising out of Bishnupur PS case No. 14/17 dated 15.01.17 under Sec. 498A/302 of IPC along with brief copy/ copies and explanation for delay in commitment in duplicate from Ld. ACJM, Bishnupur.

Perused the order of commitment and other relevant documents. The case has been committed against the accused person namely Sanjoy Laha who is in Judicial custody, Superintendent, SDCH, Bishnupur is directed to produce the accused person before this court on 16.05.17.

Register it as a sessions case.

Cognizance -----

To 16.05..2017 for production.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

IN THE COURT OF ADDITIONAL DIST. & SESSIONS JUDGE, BISHNUPUR, BANKURA

SC 03(05)17

STATE VS. Lalan Sekh

PRESENT : SMT. SUMITRA ROY,
ADDL. DIST. & SESSIONS JUDGE,
BISHNUPUR,BANKURA.

ORDER NO. 01 Dated 17.05.2017

Received the commitment record being G.R No. 185/17 arising out of Joypur PS case No. 26/17 dated 22.02.17 under Sec. 376(2)(j)(i) of IPC along with brief copy/ copies and explanation for delay in commitment in duplicate from Ld. ACJM, Bishnupur.

Perused the order of commitment and other relevant documents. The case has been committed against the accused person namely Lalan Sekh who is in Judicial custody Superintendent , SDCH, Bishnupur is directed to produce the accused person before this court on 18.05.17.

Register it as a sessions case.

Cognizance -----

To 18.05..2017 for production.

Addl. Dist. & Sessions Judge,
Bishnupur,Bankura.

IN THE COURT OF ADDITIONAL DIST. & SESSIONS JUDGE, BISHNUPUR, BANKURA

SC 08(04)17

STATE VS.

PRESENT : SMT. SUMITRA ROY,
ADDL. DIST. & SESSIONS JUDGE,
BISHNUPUR, BANKURA.

ORDER NO. 01 Dated 29.04.2017

Received the commitment record being G.R No. 431/16 arising out of Kotulpur PS case No. 107/16 dated 13.05.16 under Sec. 306/34 of IPC and 9 of the Prohibition of Child Marriage Act along with brief copy/ copies and explanation for delay in commitment in duplicate from Ld. ACJM, Bishnupur.

Perused the order of commitment and other relevant documents. The case has been committed against the accused person namely 1. Shiba Kali Ballave @ Shyambabu , 2. Basudeb Ghosh and 3. Sukumar Roy are on bail and Ld. Committing Magistrate has directed the said accused person to appear before the court of Ld. Addl. Dist. & Sessions Judge, Bishnupur, Bankura on 22.06.2017.

Register it as a sessions case.

Cognizance -----

To 22.06.2017 for appearance.

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura.

SC No.

One put up petition is filed praying for put up the case record of S.C. No. / S.T. No.
The D.A. concerned is directed to put up the case record at once.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Later :

The case record is put up along with the petition filed this day by the accused -----
through Ld. Lawyer.

In the instant petition it is stated that the accused was convicted in the present case
along with a fine of Rs.10,000/- which the convict intends to pay.

Prayer is considered and allowed.

The convicted person is at liberty to deposit the fine amount as stated in the order dtd.

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If fine is paid, to submit the compliance thereof to this court in terms of the said order.

As per the order, if the fine amount is deposited, the same would be paid to the victim
namely ----- on proper identification as compensation.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura

Addl. Dist. & Sessions Judge,
Bishnupur, Bankura