

CHARGE WITH TWO OR MORE HEADS

S. C. No. 03 (03) 17

S. T. No. 03 (09) 23

I, Smt. Jyotsna Roy
Assistant Sessions Judge, Bishnupur,

do hereby charge you

**1. Golam Mustafa Tarafdar @Hiru, 2. Chandran Tarafdar,
3. Sk. Alauddin, 4. Uday Sarkar, 5. Dilip Sarkar, 6. Dhanu Roy,
7. Srimanta Roy and 8. Tapan Roy (Bagdi)**

as follows :

Firstly - that all of you on 15.04.2016 at about 7.30 pm at Sunripara More, under P.S Patrasayer, District Bankura, being member of an unlawful assembly committed riot and thereby committed an offence punishable under Section **147** of the Indian Penal Code and within the cognizance of this Court.

Secondly - that all of you on 15.04.2016 at about 7.30 pm at Sunripara More, under P.S Patrasayer, District Bankura, being member of an unlawful assembly committed the riot armed with tangi, iron rod, crowbar, etc., and thereby committed an offence punishable under Section **148** of the Indian Penal Code and within the cognizance of this Court.

Thirdly - that all of you on 15.04.2016 at about 7.30 pm at Sunripara More, under P.S Patrasayer, District Bankura, being member of an unlawful assembly with common object blocked the road and physically assaulted Nizam @ Nazim Mandal, elder brother of defacto complainant and thereby committed an offence punishable under Section **149** of the Indian Penal Code and within the cognizance of this Court.

Fourthly - that all of you on 15.04.2016 at about 7.30 pm at Sunripara More, under P.S Patrasayer, District Bankura, voluntarily caused hurt Nizam @ Nazim Mandal, elder brother of defacto complainant and thereby committed an offence punishable under Section **323 of the Indian Penal Code** and within the cognizance of this Court.

Fifthly - that all of you on 15.04.2016 at about 7.30 pm at Sunripara More, under P.S Patrasayer, District Bankura, voluntarily caused grievous hurt by assaulting Nizam @ Nazim Mandal, elder brother of defacto complainant by tangi, iron rod, crowbar, etc. and thereby committed an offence punishable under Section **325 of Indian Penal Code**, and within the cognizance of this Court.

Sixthly - that all of you on 15.04.2016 at about 7.30 pm at Sunripara More, under P.S Patrasayer, District Bankura, voluntarily caused grievous hurt by dangerous weapons like tangi, iron rod, crowbar etc. to Nizam @ Nazim Mandal, resulting him to serious bleeding injury and thereby committed an offence punishable under Section 326 of the Indian Penal Code and within the cognizance of this Court.

Seventhly- that all of you on 15.04.2016 at about 7.30 pm at Sunripara More, under P.S Patrasayer, District Bankura, being member of an unlawful assembly, restrained the Nizam @ Nazim Mandal and physically assaulted him by tangi, iron rod, crowbar etc. with such intention or knowledge, and under such circumstances that, if you by that act caused death, you would be guilty of murder and thereby committed an offence punishable under Section 307 of the Indian Penal Code and within the cognizance of this Court.

Eighthly- that all of you on 15.04.2016 at about 7.30 pm at Sunripara More, under P.S Patrasayer, District Bankura, committed criminal intimidation by threatening and abusing with filthy language to Nizam @ Nazim Mandal and thereby committed an offence punishable under Section 506 of the Indian Penal Code and within the cognizance of this Court.

Dated this 2nd day of September, 2023

**Assistant Sessions Judge,
Bishnupur**

The contents of charges are read over and explained in Bengali to the accused persons to which they pleaded not guilty by saying “Ami Nirdosh” individually.

**Assistant Sessions Judge,
Bishnupur**

S. C. No. 03 (03) 17 (CIS Reg. no. 118 / 22)

S. T. No. 03 (09) 23

Present : Smt. Jyotsna Roy (J. O. Code WB00933)

Order no. 1 dated 02.09.23

Today is fixed for production of absentee accused persons by surety and consideration of Charge.

Accused persons namely, 1. *Golam Mustafa Tarafdar @Hiru*, 2. *Chandran Tarafdar*, 3. *Sk. Alauddin*, 4. *Uday Sarkar*, 5. *Dilip Sarkar*, 6. *Dhanu Roy*, 7. *Srimanta Roy* and 8. *Tapan Roy (Bagdi)* on CB are present by filing hazira.

Ld. PP in-charge files hazira.

As per prayer of both parties, record is taken up for consideration of charge.

Hd. both sides.

It appears from the case record that there is material and prima-facie case against these accused persons which if un-rebutted may warrant conviction of these accused persons u/Ss 147/ 148/ 149/ 323/ 325/ 326/ 307/ 506 of the Indian Penal Code.

As such this court finds ground for presuming that these accused persons have committed the offence punishable u/ss 147/ 148/ 149/ 323/ 325/ 326/ 307/ 506 of the Indian Penal Code and could be tried and adequately punished by this court.

Accordingly, charge u/ss 147/ 148/ 149/ 323/ 325/ 326/ 307/ 506 of the Indian Penal Code is framed against these accused persons in a separate form and kept with record.

The charge so framed is read over and explained to accused persons in their vernacular and they are asked whether they plead guilty or have any defence to make, to which they pleaded not guilty and claimed to be tried.

Thus, following schedule has been fixed for evidence of prosecution witnesses :

Fixing	02.12.23	for evidence of CSW nos. 1 to 3.
	04.12.23	for evidence of CSW nos. 4 to 6
	05.12.23	for evidence of CSW nos. 7 to 9
	06.12.23	for evidence of CSW nos. 10 and 11
	07.12.23	for evidence of CSW nos. 12 and 23

Prosecution to serve summons at once.

Accused persons as before.

Dictated and Corrected by

Asst. Sessions Judge, Bishnupur.

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