

S.T. 06(12)19

S.C. 07(09)18

Order No. 13,
Date- 12.12.19.

Accused **Laxman Parikha, Smt. Bharati Parikha, Shyamsundar Parikha, Ramchandra Parikha, Smt. Golapi Parikha, Nayan Parikha, Smt. Arati Parikha and Susanta Parikha** on court bail is present by filing hazira.

Today is fixed for consideration of charge.

Thereafter the record is taken up for consideration of charge.

Ld. Advocates for both sides are present.

Heard Ld. Advocate for the both sides.

Perused the materials on record and the case diary. Having perused the materials on record and case diary and having heard the Ld. Advocate for both sides, I have come to a conclusion that there is a ground for presuming that the accused persons have committed the offence punishable u/s 325/354/302/34 I.P.C which is triable by the court of sessions. Accordingly charges u/s 325/354/302/34 I.P.C have been framed against the aforesaid accused persons. The contents of charge so framed is read over and explained to the accused persons in which they pleaded their innocence and claimed to be tried.

Fix **06.04.2020** for evidence of C.S. 1.

Issue summons accordingly.

Prosecution to take urgent steps to procure the attendance of the witness on the date fixed.

D/C by me

A.S.J.
12.12.2019

Additional Sessions Judge,
Khatra, Dist.- Bankura.
12.12.2019.

Later
Dated 12.12.19

At this stage the Ld. Defence Counsel draws my attention towards the petition dt. 20.09.2019 filed by accused Laxman Parikha, Ramchandra Parikha and Nayan Parikha praying for withdrawal of the conditions imposed by this Court.

Seen the petition.

S.C. 07(09)18

Contd....Later

Dated 12.12.19

Ld. Defence Counsel submits before this Court that at the time of granting bail of the above named accused , the Ld. Court imposed one condition that the accused will not enter into the village of the deceased until further order of this Court. Since then more than one year has already elapsed and there is no adverse report against any of the accused persons from the side of the prosecution. He further submits that all the accused persons are very poor and they live their livelihood upon cultivation. By the order of the Ld. Court, the accused persons could not enter into the village and for that reason , their near relatives have been passing their days with great hardship. So, he prays for withdrawal of the said condition passed by this Court upon the accused / petitioners.

Ld. P.P. In-charge on the other hand, rests the matter entirely upon the discretion of this Court. Considered.

Having heard the submissions of both sides and after going through the records, I am inclined to allow the petition filed by the accused petitioners. Accordingly, the conditions imposed upon the accused / petitioner by way of directing them not to enter into the village of the deceased, are hereby withdrawn. But the accused is once again further directed not to make any threat either to the defacto complainant or to any prosecution witnesses, in any manner.

To date.

D/C by me

A.S.J.
12.12.2019

Additional Sessions Judge,
Khatra, Dist.- Bankura.
12.12.2019.