

In the court of Additional Sessions Judge, 3rd Court, Cooch Behar

S.T Case No. 01(05)2025

(Arising out of S.C No. 102/2024)

**Present :- Sri Rudra Prasad Ray, A.D.J, F.T.C.,Cooch Behar
In charge of A.D.S.J. 3rd Court, Cooch Behar.**

Order No. 1

dated 02.05.2025

Both the accused persons namely 1) Rajib Miya and 2) Rafikul Hoque on court bail are present by filing hazira.

Ld. P.P in-charge and the Ld. Advocate of the accused persons are present.

Today is fixed for appearance and charge.

Now the case record is taken up for consideration of charge against the accused persons.

Heard both sides.

Ld. P.P opened the prosecution case and at the time of hearing relied on the documents lying in the C.D.

Perused the case record including all the relevant papers lying in the C.D.

On perusal of all documents lying with the case diary and submission I find that there is a prima facie case for the offence punishable u/s 25(1)(a) of Arms Act against both accused persons. Accordingly, the charges are framed against them 25(1)(a) of Arms Act. The contents of the charges are read over and explained to the accused persons to which they pleaded not guilty by saying “ Amra Nirdosh” and claimed to be tried.

After hearing both sides following schedule is prepared.

Fix 12-06-2025 for evidence of C.S.W 1.

Fix 13-06-2025 for evidence of C.S.W 2.

Fix 14-06-2025 for evidence of C.S. W 3.

Accused persons as before.

Issue summons accordingly.

Prosecution to take steps. Alamts be produced.

Dictated & Corrected by me,

Additional Sessions Judge,
3rd Court, Cooch Behar, **I/C**

Additional Sessions Judge,
3rd Court, Cooch Behar, **I/C**
JO Code No. WB00899

S.T Case No. 01(05)2025
Sessions Case No. 102/2024.

CHARGE WITH ONE HEAD
[No. XXVIII (II), SCHEDULE V, ACT V, 1898.]
[Sections 221,222,223, Code of Criminal Procedure.]

I, Sri Rudra Prasad Ray,
Additional Sessions Judge
3rd Court Cooch Behar I/C.

hereby charge you 1) Rajib Miya and 2) Rafikul Haque.

Firstly, that you on 25.07.2025 at about 17.35 hours SI Mritunjoy Chakraborty and other officers arrested you both from in front of Cooch Behar NBSTC Central Terminal and recovered one revolver, four nos. of Pistols fitted with magazine, three nos. of single shutter fire arms and five nos. of extra magazine from three bags and thereby committed an offence punishable under section **25(1)(A)** of the Arms Act with amendment and within the cognizance of this Court.

The contents of charge are read over and explained to the accused persons to which they pleaded not guilty to the same and claimed to be tried.

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

Dated this 2nd day of May, 2025.

Additional Sessions Judge,
3rd Court, Cooch Behar IC.
J.O Code No. WB00899