

Sess. Case No. 51 of 2024
Sess. Trial No. 04 (03) 2025

Order No. 01,
Dated: 06-03-2025.

All the accused 1. Bikram Sarkar, 2. Bivash Sarkar, 3. Shyamal Sarkar and 4. Swapna Sarkar Mandal on C/B are present by filing hazira with their Ld. Counsel **Sri Jayanta Kumar Bhowmik,**

Ld. P.P(P) **Masud Hassan** is also present.

Today is fixed for consideration of charge.

Record is taken up for the same.

Heard both sides.

Gone through the materials on record and it appears that there is no any prima-facie materials to frame charge against the accused Bivash Sarkar, Shyamal Sarkar and Swapna Sarkar Mandal. Accordingly they are stand discharged from this case u/s 227 of Cr.P.C. They are discharged from their respective bail bonds.

Ld. P.P(P) submits that there are sufficient incriminating materials against accused Bikram Sarkar **under section 363/376 of IPC** and as such charges may be framed against him for the said offence.

Heard the Ld. Defence Advocate.

Considering the submission of both the sides and having regard to the materials in the C.D and the materials on record, I am of the view that the prosecution has been able to show that sufficient materials have been collected against accused Bikram Sarkar involving him in the alleged offence **under section 363/376 of IPC** for which the trial can be proceeded against him and the present accused presumably be punished accordingly.

Accordingly, charge is framed against the accused Bikram Sarkar and the contents of the charge are read over and explained to the accused to which he pleaded not guilty by saying '**Ami Nirdosh**' and claimed to be tried.

Formal charge is kept with the record in separate sheet. Trial will proceed on the following schedule.

To 17-07-2025 for evidence of C.S.W Nos. 1 & 2.

18-07-2025 for evidence of C.S.W Nos. 3 & 4.

19-07-2025 for evidence of C.S.W Nos. 5 & 6.

Issue summons to witness accordingly.

Accused as before.

Prosecution is directed to supply the written up summons for issuing & causing service.

Dictated & corrected by me,
Sd/-

Sd/-

Additional Sessions Judge,
Dinhata.

Additional Sessions Judge,
Dinhata.