

Sessions Case No. 86 of 2005

Order No.151 dated 17. 11. 2017 :-

Today is fixed as the last date of the schedule of evidence.

The witness PW-19 is absent today and one petition is filed by the Ld.PP praying for a fresh schedule on the ground that the I.O. is sick.

Copy served. Heard both sides.

Ld.PP submitted that the defence is intentionally dragging the matter and they have no interest to end the trial by finishing the cross-examination of the PW-19 i.e. the I.O. of this case. He further submitted that the I.O., PW-19 is 75 years' old, retired policeman and it is causing hardship to him to come each and every date of evidence due to his health reason as he, on earlier occasion was present before the Court since last three and half years for the purpose of cross-examination. But even during this long period the Ld. Defence Counsel did not complete the cross-examination. Ld.PP prayed for a stringent order.

Ld. Defence Counsel, Nil Lohit Halder endorsed in the adjournment petition but raised no strong objection.

Considering the entire facts and circumstances, I find that a date may be fixed for the cross-examination of PW-19 to meet the ends of justice as a last and final chance. The prosecution is directed to produce the witness on the date. The Defence Counsel is directed to complete the cross-examination of PW-19 on that date i.d. necessary order will follow.

To **19-01-2018** for cross-examination of PW-19 as last and final chance.

Dictated & corrected by me.

Addl. Dist. & Sessions Judge
1st Fast Track Court

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17.11.2017

