

S.T. NO.03(08) OF 2024
SESSIONS CASE NO.33 OF 2024
(CNR - WBCS01-000483-2024)
Present: Sri Soumendra Nath Das
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB01132

Order No.02 dated 17.09.2024

Today is fixed for evidence of the Prosecution witness i.e. CSW-1 Sanjana Mallick, complainant/wife of the deceased/victim and production of the accused person.

The sole Accused person is produced before this Court from the J.C.

Ld. Counsel for the accused person and the Ld. P. Ps.-in-charge are present.

No witness has turned up today.

A petition has been filed on behalf of the Prosecution stating that the witness CSW-1 Sanjana Mallick, complainant/wife is the seizure witness and the seized items were sent to the CFSL for forensic examination and reports, but the said seizure items have not yet been returned from the CFSL Department and as such in absence of the seized items Prosecution is not inclined to proceed with the evidence of C.S.W.1 at this stage and therefore Ld. P.P. prays for allowing the Prosecution to serve summon upon the C.S.W.26 namely Mita Rani Maity for adducing evidence on the next date fixed.

Ld. Counsel for the accused person raises no objection and submits that he has no objection if summon is issued upon the C.S.W.26 namely Mita Rani Maity for adducing evidence.

Heard both sides on the point of adjournment as well as on the point of issuance of summon upon the C.S.W.26 namely Mita Rani Maity.

Considering the submissions of both sides and also keeping in mind the fact that the accused person is in J.C. and also the fact that no prosecution witness has been examined till date though charge was framed by this Court on 14.08.2024 and also on consideration of the resolution "not to pass any adverse order" taken by local Bar, prayer for an adjournment as well as prayer for issuance of summon upon the C.S.W.26 namely Mita Rani Maity is considered and allowed for the ends of justice.

Prosecution is directed to take necessary steps to ensure attendance of the C.S.W.26 namely Mita Rani Maity for adducing evidence on the next date fixed positively.

To-date i.e. **19.09.2024** for production of the accused person and examination of C.S.W.26 namely Mita Rani Maity.

Issue summons at once.

Requisites at once.

The Accused person is remanded to J.C. till 19.09.2024.

D/C by me.

Sd./-
Chief Judge
City Sessions Court, Calcutta

Chief Judge
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