

ORDER SHEET FOR SESSIONS RECORD

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE, 2ND COURT,
BALURGHAT, DAKSHIN DINAJPUR**

Sessions Trial No. 16(12) of 2021
Sessions Case No.25 of 2021

CIS Registration No.23/2021

CNR NO : WBDD01-000110-2021 J.O Code No.WB 00602.

Committing Officer,

CHARGES

U/s-498A/304B/302/34 of Indian Penal Code.

The charge is read over and explained to the accused who pleaded not guilty and claimed to be tried.

- 1. Janardan Sarkar,**
- 2. Paritosh Sarkar &**
- 3. Bulan Sarkar**

The following Juror/Assessors were chosen-

Foreman

Juror/Assessors

For the State----- Ritobrota Chakraborty

For the Accused----- Priyanka Das

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01

07.12.2021

The accused person namely, 1. Janardan Sarkar, 2. Paritosh Sarkar & 3. Bulan Sarkar on C.B are present today.

Today is fixed for appearance and consideration of charge.

Ld. P.P. and Ld. Defence Counsel – both are present.

Draft charge filed by Ld. P. P. Perused the same.

Record is taken up for consideration of charge.

Heard Ld. P.P. Heard Ld. Defence counsel. Perused the materials on record and C.D.

Prima facie, it appears that the accused persons, namely 1. Janardan Sarkar, 2. Paritosh Sarkar & 3. Bulan Sarkar committed the offence punishable under sections 498A/304B/302/34 of I.P.C.

Accordingly charge is framed.

The contents of charge, as stated, was read over and explained to the accused persons to which the accused persons pleaded not guilty.

Formal charge is written in a separate sheet and attached herewith.

Fixed 01.06.2022 for examination of C/S witnesses No.1 & 2.

02.06.2022 for examination of C/S witnesses No.3 to 5.

03.06.2022 for examination of C/S witnesses No.6 to 8.

04.06.2022 for examination of C/S witnesses No.9 to 11.

06.06.2022 for examination of C/S witnesses No.12 to 14.

07.06.2022 for examination of C/S witnesses No.15 to 17.

08.06.2022 for examination of C/S witnesses No.19, 22 & 23.

Issue summons accordingly.

Prosecution shall produce the witnesses and the alamat, if any, so that schedule does not fail.

Dictated & corrected by me

Judge

**Spl. Judge (under POCSO Act)-cum-ADJ,
2nd Court, Balurghat, Dakshin Dinajpur.**

West Bengal Form No.3956
High Court Criminal Form No.(P)38

CHARGE WITH THREE HEADS
[No. XXVIII(II), Schedule V, ACT V, 1898.]
{Sections 221, 222, 223, Code of Criminal Procedure}

Sessions Trial No. 16(12) of 2021
Sessions Case No.25 of 2021

(CIS Registration No.23/2021)
CNR NO : WBDD01-000110-2021 J.O Code No.WB 00602).

Name and office of
Magistrate, &c.

I, Smt. Sujata Kharga, Sessions Judge (under POCSO Act)-cum-ADJ, 2nd
Court, Balurghat, Dakshin Dinajpur hereby charge you, as follows :-

Name of accused
persons

1. Janardan Sarkar, 2. Paritosh Sarkar & 3. Bulan Sarkar.

State the offence

Firstly :- That you all since after marriage of Janardan Sarkar with
Nirmala Barman and on or before 21.03.2018 at your house at village
Mangalpur, under PS Balurghat, District Dakshin Dinajpur in
furtherance of common intention being the husband and relative of
husband of Nirmala Barman subjected such woman to cruelty by
wilful conduct which was of such a nature as is likely to drive a
woman to commit suicide and tortured physically and mentally for
demand of dowry and you have thereby committed an offence
punishable **under Section 498A/34 of the Indian Penal Code**, and
within the **cognizance of this court**.

Secondly :- That you all since after marriage of Janardan Sarkar with
Nirmala Barman and on or before 21.03.2018 at your house at village
Mangalpur, under PS Balurghat, District Dakshin Dinajpur in
furtherance of common intention committed dowry death of Nirmala
Barman by hanging for demand of dowry and you thereby committed
an offence punishable **under Section 304B/34 of the Indian Penal
Code**, and within the **cognizance of this court**.

State the offence

My cognizance
or the
cognizance of the
Court of Session

Thirdly :- That you all since after marriage of Janardan Sarkar with
Nirmala Barman and on or before 21.03.2018 at your house at village
Mangalpur, under PS Balurghat, District Dakshin Dinajpur in
furtherance of common intention committed culpable homicide
amounting to murder causing death of Nirmala Barman and you
thereby committed an offence punishable **under Section 302/34 of
the Indian Penal Code**, and within the **cognizance of this court**.

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

In cases tried by
Magistrate omit "by
the said Court."

The above mentioned charge is read over and explained to the accused
persons to which they pleaded not guilty by saying "Amra Nirdos" and claimed to be
tried.

Dated : the 07th day of December, 2021.

**Spl. Judge (under POCSO Act)-cum-ADJ,
2nd Court, Balurghat, Dakshin Dinajpur.**