

Sessions Case No.144 of 2023.
Computer Reg. No.144 of 2023.
CR No.WBDD01-001353-2023
JO Code-WB00945

Order No.19.

Dt.25/09/2024. The sole accused namely Krishna Pahan in J.C is produced through V.C.

During the Course of V.C, it transpired that there is no V.C room in Balurghat Dist. Correctional Home and the V.C was conducted via the desktop lying in the office of the Superintendent, BDCH.

During the course of V.C the voice from the side of Balurghat Dist. Correctional Home was not audible and accordingly the Superintendent and the accused in J.C was connected through the mobile phone of the Stenographer, attached this Court.

Today is fixed for appearance of the I.O. as well as O.C., Patiram P.S. and evidence.

Ld. P.P. in-charge files step stating that no witness is present.

The I.O Goutam Hazra and the O.C., Patiram P.S is present before this Court in compliance to the order passed earlier by this Court and submits an explanation in regard to non production of Forensic Report and the alamat in connection with this case.

Heard the O.C., Patiram P.S, S.I Arunangshu Ghosh and the I.O Goutam Hazra as well as the Ld. P.P in-charge.

Perused the case record.

It transpires from the record that the accused is languishing in J.C since his arrest in connection with this case on 08.01.2023 and the prosecution has failed to collect the R.F.S.L report from the the Regional Forensic Science Laboratory, Government of West Bengal, Race Course para, Jalpaiguri till date.

The I.O submits that in compliance to the order of this Court he sent an application to the director R.F.S.L, Jalpaiguri for handing over the said examination report in connection with this case through special messenger but the director noted on the said application "Priority recorded" on 17.09.2024 and hand over the forensic examination report to the special messenger.

It is crystal clear from the report of the I.O that the material Exts. Which was sent for Forensic Examination in connection with this case is still lying unattended and without examination till date but the accused person is languishing in J.C since the year 2023 and for want of said examination report, this Court cannot halt the trial of this case for unlimited period adding further miseries to the accused person.

Accordingly, the prosecution is directed to take positive steps so that the witnesses are produced before this Court and this Court has no alternative than to proceed with the trial of this case without any forensic report or examination report.

To 16-11-2024 for evidence of P.W.3 and production of the accused through Video Conference.

Dict. & Corr. by me.

A.D.J., F.T.C.

Additional Dist. & Sess. Judge,
FTC, Balurghat, Dakshin Dinajpur.

