

ORDER SHEET FOR SESSIONS RECORD

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

Sessions Trial No.13(12) of 2021
Sessions Case No.64 of 2021

CIS Registration No.62/2021

CNR NO : WBDD01-000402-2021 J.O Code No.WB 00602.

Committing Officer,

CHARGES

**U/s-498A/325/307/34 of Indian Penal Code & under section
3/4 of Dowry Prohibition Act.**

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

- 1. Nilkamal Roy**
- 2. Upobala Roy**
- 3. Putul Roy**
- 4. Pada Roy**
- 5. Subodh Roy**

The following Juror/Assessors were chosen-

Foreman

Juror/Assessors

For the State----- Ritobrota Chakraborty

For the Accused----- Sudip Kar

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02.12.2021

Five (05) accused persons namely, 1. Nilkamal Roy, 2. Upobala Roy, 3. Putul Roy, 4. Pada Roy & 5. Subodh Roy on C.B are present before this Court.

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 committed the offence punishable under sections 498A/325/307/34 of I.P.C & under section 3/4 of Dowry Prohibition Act.

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 13.04.2022 for examination of C/S witnesses No.1 & 2.

16.04.2022 for examination of C/S witnesses No.3 to 5.

18.04.2022 for examination of C/S witnesses No.6 to 8.

19.04.2022 for examination of C/S witnesses No.11 & 12.

Issue summons accordingly.

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

Accused as before.

Dictated & corrected by me

Judge

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

CHARGE WITH FIVE HEADS

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

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(CIS Registration No.62/2021)

CNR NO : WBDD01-000402-2021 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. Nilkamal Roy, 2. Upobala Roy, 3. Putul Roy, 4. Pada Roy
& 5. Subodh Roy.**

State the offence

Firstly :- That you all since after marriage of Nilkamal Roy with Bristi Barman and or before 23.08.2019 at your house at village Najirpur, Sahapara, under P.S Tapan, Dist. Dakshin Dinajpur, in furtherance of common intention being the husband and relative of husband of Nilkamal Roy subjected the said Bristi Barman to cruelty by doing illegal demand, & physical and mental torture upon her 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 Nilkamal Roy with Bristi Barman and or before 23.08.2019 at your house at village Najirpur, Sahapara,, under P.S Tapan, Dist. Dakshin Dinajpur, in furtherance of common intention voluntarily caused grievous hurt to Bristi Barman and you thereby committed an offence punishable **under Section 325/34 of the Indian Penal Code**, and within the **cognizance of this court**.

Thirdly :- That you all since after marriage of Nilkamal Roy with Bristi Barman and or before 23.08.2019 at your house at village Najirpur, Sahapara, under P.S Tapan, Dist. Dakshin Dinajpur, in furtherance of common intention did an act to cause hurt to Bristi Barman by throttling and under such circumstances that if by that act you had caused death of Bristi Barman and you would have been guilty of murder and you thereby committed an offence punishable **under Section 307/34 of the Indian Penal Code**, and within the **cognizance of this court**.

Fourthly :- That you all since after marriage of Nilkamal Roy with Bristi Barman and or before 23.08.2019 at your house at village Najirpur, Sahapara,, under P.S Tapan, Dist. Dakshin Dinajpur, in furtherance of common intention being the husband and relative of husband taking dowry from the parents of Bristi Barman and you thereby committed an offence punishable **under Section 3 of the Dowry Prohibition Act, 1961** and within the **cognizance of this court**.

Fifthly :- That you all since after marriage of Nilkamal Roy with Bristi Barman and or before 23.08.2019 at your house at village Najirpur, Sahapara,, under P.S Tapan, Dist. Dakshin Dinajpur, in furtherance of common intention being the husband and relative of husband demanded dowry from the parents of Bristi Barman and you thereby committed an offence punishable **under Section 4 of the Dowry Prohibition Act, 1961** 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 2nd day of December, 2021.

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