

**In the Court of Additional District and Sessions Judge,
Gangarampur at Buniadpur, Dakshin Dinajpur.**

S.T No. 79 of 2025
Sess. Case 66 of 2025
Com. Reg. No. 66 of 2025
CNR No. WBDD05-000337-2025

Present- Smt. Melissa Gurung
Addl. Dist. & Sess. Judge
Gangarampur at Buniadpur,
Dakshin Dinajpur.

Order no. 01 dated 11-08-2025

Sole accused **Biplab Hembram** is virtually produced from the J.C.

Ld. Advocate **Mr. Chandan Tudu** appears and submits that he will not submit vokalatnama of the accused person as he has not been able to get in touch with the family members of the accused and he withdraws the undertaking.

Today the record is fixed for production and filing vokalatnama and has been fixed for the same purpose for the last three dates but vokalatnama was not filed and the Ld. Advocate has withdrawn her undertaking to file vokalatnama., This leaves the accused without legal representation.

The accused **Biplab Hembram** submits that he is unable to afford a lawyer and he prays for a Court appointed Lawyer.

Ld. Advocate Mr. Dilip Chandra Roy, files appointment letter to represent the State in this case and he is personally present in Court.

Therefore, keeping in view the exigent circumstances Shri Shyamal Pal who is present in Court is appointed as Defence Counsel for the accused **Biplab Hembram** with the consent of the Ld. Advocate.

This order of appointment is made in the interest of justice.

A copy of this order be sent to the Ld. Chairman, SDLSC, Gangarampur at Buniadpur requesting him to ratify the appointment of Shri. Shyamal Pal as Defence Counsel for the accused Biplab Hembram.

The case is now taken up for consideration of charge. Draft charge is filed.

Heard, Considered, Perused the record and the documents contained therein.

There appears substantial grounds on the basis of the materials on record to frame charge against the accused **Biplab Hembram** for offences punishable **under section 64(2)(k)(m)/351(3) of the BNS.**

The charges so framed in a separate proforma is kept with the record.

The contents of the said charges are read over and explained to the accused to which he pleads not guilty by saying '**Ami Nirdosh**' and claims to be tried.

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Contd. Order no. 03 dated 11-08-2025

After the charge is framed, the Ld. Defence Counsel is directed to consult with the accused to understand if there are documents in the record(supplied to them in compliance of provisions of section 207 Cr.P.C.) on which the prosecution will rely upon in the evidence which will be admitted to by the accused/ defence.

After consultation the Ld. Advocate submits that he will not be admitting to any of the documents on which the prosecution seeks to rely on (as supplied to him in compliance of provisions of section 207 Cr.P.C). A declaration to that effect is also filed which is duly signed by the accused and the Ld. Defence Counsel.

On discussion with both the prosecution and the defence it is agreed that only CSW-1 be called on the first date as there is no guarantee that the evidence of CSW-1 will be completed in a single day. It is submitted that after the evidence of CSW-1 is completed a schedule of dates may be fixed.

Considering the reasonableness of the submission of the Ld. Counsel only a single date for evidence of CSW-1 is fixed.

Fix 23-09-2025 for production and evidence of C.S.W.1.

Prosecution is directed to take steps.

D/C by me

**Addl. Dist. & Sess. Judge,
Gangarampur at Buniadpur,
Dakshin Dinajpur.**

(Melissa Gurung)
(WB-00842)
**Addl. Dist. & Sess. Judge,
Gangarampur at Buniadpur,
Dakshin Dinajpur.**