

Order No : 08

Dated: 15.11.2022

Today is fixed for passing order.

The accused is present by filing hazira. The accused has filed a petition U/S 227 Cr.P.C for her discharge from this case. The petition was heard on 19.10.2022 and today is fixed for passing order. The C.D. of the case has not been produced by Ld Spl P.P. In the absence of the C.D. the prayer of the accused cannot be considered further on perusal of the petition of discharge it appears that the discharge has been prayed on certain factual aspects of the evidence gathered by I.O. during investigation but on earlier day the Ld Advocate for the accused thrust his submission only on the point that accused is a public servant and no sanction U/S 197Cr.P.C. has been taken by the Prosecution prior to the Cognizance been taken. In such circumstance it is necessary to know whether the accused being the Chairman of a Municipality was removable from her Office by the Government. Thus certain clarification on the point of law and fact is required for the disposal of the petition. In the absence of the C.D. and clarification the instant petition cannot be disposed off today.

Fix 16.12.2022 for clarification and Production of C.D. by Ld.Spl P.P.

Dicttd & Cortd by me

Spl Judge under section 409 I.P.C.

Spl. Judge under Sec 409 I.P.C.

Darjeeling.

Darjeeling.

Order No : 05

Dated: 04/02/2022.

Today is fixed for consideration of charge.  
Accused person on C.B is present by filing hazira.  
ld. Advocate for the accused as well as Ld. P.P both are present.  
Fix 16/02/2022 for consideration of charge.

Additional District & Sessions  
Judge 1<sup>st</sup> Court, Darjeeling