

G.R. Case 13 of 2016 (Reg) 539 of 2016

Order No. 79

Dated 14.05.2026

Today is fixed for appearance, production and charge.

Accused Jagjiwan Biswakarma is physically produced from J/C.

Accused person namely Amjad Ali is present by filing hazira.

Ld Advocate for the accused and Ld APP are present.

Ld Advocate for the accused filed a petition praying modification of the bail.

Heard the bail modification prayer.

It appears from the case record that the accused has been languishing in JC since long inspite of granting bail due to inability to furnish bail bond.

Therefore prayer is considered and allowed.

Accused may be released on furnishing PR bond of Rs. 1000/-.

Now the record is taken up for consideration of charge.

Heard the Ld. Advocate for the accused persons and the Learned APP.

I have heard both sides. Perused the FIR, CS and other materials sent u/s 173 of the CrPC

I am of the opinion that there is sufficient ground for presuming that the accused persons have committed an offence punishable under section 379/411/34 and this Court is competent to try the same. Accordingly charge is framed against the accused persons.

The contents of the charge so framed is read over and explained to the accused persons each of them individually who pleaded not guilty to the offence by saying "Kasur Chaina" and "Ami Nirdosh" claimed to be tried. Charge is framed in separate sheet and kept with the record.

To 30.05.2026 for evidence of defacto complainant.

Accused as before.

Let the summons be issued to CSW1.

BCII to comply.

D & C by me

*Chief Judicial Magistrate,
Darjeeling*

*Chief Judicial Magistrate
Darjeeling*

UID No. WB01231