

Present :- Deb Kumar Goswami, Judge Special Court (Under POCSO Act), Darjeeling

Sessions Case No. 109 of 2014 (CIS 64 of 2014)
State Vs Naba Barman
(Kharibari P.S case No. 177 of 2014 dated 12.08.2014 u/s 6 of POCSO Act)

Order No. 63 Dated: 11.02.2026

Today is the date fixed for evidence.

Sole accused on CB is absent by petition and represented by his Ld. Advocate u/s 317 Cr.P.C.

Ld. Special P.P and Ld. Advocate of accused are present.

Ld. Special P.P submits that I.O of this case was examined as PW9. He proved all the relevant seizure lists in his evidence dated 30.08.2025. However, on 30.08.2025 he filed an application u/s 311 Cr.P.C for examining the witnesses of seizure and the said petition was allowed by this Court vide order No. 75 dated 30.08.2025.

Ld. Special P.P submits that after through perusal of the evidence on record especially of the I.O, he is of view that the witnesses who were asked to appear before this Court for adducing evidence pursuant to the said order is not required as all the seizure lists were admitted into evidence without any objection from the side of the accused person.

Ld. Special P.P further submits that non examination of those seizure witnesses would not cause prejudice to either side.

Ld. Special P.P prays for closing the prosecution evidence and fixing a date for examination of accused person u/s 313 of Cr.P.C.

No objection is raised from the side of the accused person in adhering to the prayer of the prosecution.

Having considered the submission advanced by the parties and materials on record, prosecution evidence is closed.

Fix **25.02.2026** for examination of accused person u/s 313 Cr.P.C.

Surety is directed to produce the accused on the next date fixed.

In view of this order, record need not be put up on 12.02.26, 13.02.26 and 16.02.2026.

BC-I is directed to make note in Diary, cause list and CIS.

Dictated and Corrected by me:

Sd/-

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Additional Sessions Judge, 2nd Court Dlg.
JO Code: WB00815

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