

Order No. 19

Dated: 14.10.2025

Today is fixed for appearance.

The accused person Abishek Sarki is present by filing hazira.

Ld. Advocate and the Ld. APP are present.

The case record is taken up for plea.

Perused the materials on record.

Considered.

Prima facie, there is ground for presumption that the accused person has committed offences u/s 279/337/338/427 IPC r/w Sec. 180 MV Act. The following substance of accusation is stated to the accused persons in Nepali -

"It has been alleged that on 22.05.2024 at about 08.50 hrs when Gyanish Thapa was coming from Lebung to Darjeeling by his vehicle bearing No. 23-BH-0440E along with four army staff for office at that time at Lebung Cart Road, near Chitrey vehicle bearing No. WB-73-C-5143 came from wrong side and hit his vehicle No. 23-BH-0440E as a result of which three persons received injury and were referred to Bagdogra Military hospital. For the said reasons a plea u/s 279/337/338/427 IPC r/w Sec. 180 MV Act is brought against you. Do you plead guilty or not guilty ?"

Having understood the nature of accusation, the accused person pleads not guilty by saying "*kasur chaina* " in Nepali and claim to be tried.

To **10.12.2025** for evidence of defacto complainant.

Issue summons accordingly.

BCII to comply.

D & C by me

*Chief Judicial Magistrate,
Darjeeling*

Darjeeling

Chief Judicial Magistrate