

**Spl. Case No.04 of 2020**

Order No. 78

Dt. 21.11.2024

Sole accused Biswa Kumar @ Biswajit on Court bail is present by filing hazira.

Ld. Special PP in charge is present and she submits that she has no information about service of summons upon P.W.4.

No S/R of summons of P.W.4 is received .

Hd. both sides. Considered.

On perusal of the CR I find that this Court vide Or. NO 76/ dtd. 01.10.2024 allowed the prosecution's prayer for re-examination of P.W.4 and accordingly summon was issued and the same was although served but the said witness failed to appear on the last occasion i.e. on 21.11.2024 but this Court instead of issuing WWA gave another opportunity to P.W.4 by issuing afresh. However, P.W 4 did not appear.

Considering the above facts and circumstances as well as the fact that this case is a case of 2020 , I am of the view that coercive majors should be taken against the P.W..4 . Thus issue bailable WWA of Rs. 500/-against the P.W.4.

SDPO, Kurseong being the Nodal Officer is directed to take necessary steps with the concerned PS for execution of the WWA by the date fixed positively.

Let a copy of this order be send to SDPO,Kurseong along-with the WWA for information and taking necessary action.

To **02.12.2024** for appearance, E/R of WWA of P.W.4 and her further evidence.

D/c by me

Sd/- ASJ, Kurseong  
JO Code No.WB00601