

**SPL.4 of 19**  
**Order No. 58**  
**Dt. 05.12.2023**

Today is the date fixed for appearance of accused and ER of non bailable WWA and evidence of CSW 14 SI Somnath Patowary and appearance of the IC Karandighi PS along-with his report and the report of the SP Uttar Dinajpur.

Sole accused Gopal Chettri on court bail is present by filing hazira.

Ld. Spl. P.P is present .

No witness is present today.

No E/R of non bailable WWA in respect of C.S.W 14 S.I. Somnath Patowary is received yet from the I.C Karandighi P.S .

I.C Karandighi P.S is not appeared before this Court today along with his report in compliance with the previous order of this Court dated 02.11.2023 .

No such report of S.P. Uttardinajpur also received from the S.P. Uttardinajpur in compliance with the aforesaid order dated 02.11.2023 .

From the Office Record of this Court and G.R.O. Section of this Court it appears that the copies of the aforesaid order dated 02.11.2023 were duly dispatch from this Court vide memo No. 425 & 426 / ADJ/KSG/dated 02.11.2023 and sent to S.P. Uttardinajpur and I.C Karandighi P.S vide DR No. 2474 / 2023 /dated 03.11.2023 .

At this stage Ld. Spl P.P submits that just now she received telephonic information from the said I.O of this case S.I. Somnath Patowari of Karandighi P.S that his mother is seriously ill and admitted to Hospital and operation is going on .

Having considered the submission of Ld. Spl P.P the passing of necessary adverse order against the aforesaid witness S.I. Somnath Patowari and I.C. Karandighi P.S and S.P. Uttardinajpur is kept in abeyance today for the ends of justice.

The necessary adverse order against the said I.C. Karandighi P.S and S.P. Uttardinajpur will be passed on the next date after getting further information in respect of the said witness and after observing the further conduct of the concerned witness S.I Somnath Patowari and his aforesaid superior authorities.

**Issue fresh non bailable WWA against S.I. Somnath Patowari .**

I.C. Karandighi P.S is directed to show cause by the next date as to why necessary criminal proceeding for offence U/Sec 174 I.P.C shall not be initiated against him for non appearance before this Court today in compliance with the order of this Court .

Fix **08.02.2024** for appearance of the accused and E/R of non bailable WWA and evidence of C.S.W 14 S.I. Somnath Patowari and appearance of the I.C. Karandighi P.S and along with his report and show cause.

Ld.Spl P.P to ensure production of the aforesaid witness on the next date .

Let a copy of this order along with the fresh non bailable WWA be sent to the S.P. Uttardinajpur for his information and execution of the said non bailable WWA against the said erring Police Officer under his control by the concerned I.C Karandighi P.S with his direct intervention .

Let another copy of this order be sent to the I.C Karandighi P.S for his information and necessary compliance by the date fixed .

Sd/-  
D/c by me

Sd/-  
Special Judge POCSO, Kurseong.