

**IN THE COURT OF LD. ACJM, KURSEONG**

Present : Md. Ruknuddin

ACJM, Kurseong (J.O Code-WB00978)

Ref. Case No.: CR 06 of 2017 (CIS 16 of 2017)

CNR No.WBDJ050000812017

State Vs. Mahesh Diyali

Present: Mr. Saroj Sinha, Ld. APP for State.

Accused is being represented u/s 317 Cr.P.C.

Today is fixed for argument.

Ld. APP advances argument.

Ld. Defence Counsel also advances argument.

I have heard the submission, perused the case record. Considered.

I find that chemical examination report is not lying with case record whereas PW7 that he collected the report. Furthermore, the chemical examination report is essential for just and proper discussion of this case. So, this court is of the view to invoke section 311 of Cr.P.C. Therefore, in exercise of power us/ 311 of Cr.P.C., PW7 is directed to appear with chemical examination report on the next date.

Issue summons upon PW7 accordingly.

To **18/05/2024** for further evidence.

Dict. & corrted.

by me :

ACJM, Kurseong.

( Md. Ruknuddin)

ACJM, Kurseong.