

Order No. 21  
03.12.2018.

The accused person namely Manesh Diwali is absent by filing petition u/s 317 of Cr. P.C.  
Ld. APP is present.

Witness namely Dhruba Adhikary is present and he is examined and cross examined as PW-05 and discharged.

During his examination the signature of PW-05 on the seizure list dt. 121.04.2013 is marked as Exbt. 03/03.

Ld. APP submits prayer u/s 311 of Cr. P.C for adding the name of the EO namely Mani Kumar Tamang as prosecution witness in this case as his name was not clearly mentioned in the PR as witness.

Said Mani Kumar Tamang is a material witness in this case and it is necessary to examine the said EO as per provision u/s 311 of Cr. P.C. Prayer is allowed.

**BC -II is thus directed to issue summons upon : -**

**Sri Mani Kumar Tamang,**

**O/C, Excise.**

**Kurseong Circle.**

**Darjeeling.**

Fix 21.02.2019\_ for evidence.

D/C by me,

ACJM, KSG.

Addl. Chief Judicial Magistrate,

Kurseong.