

Order No: 26  
Dated 11.03.2026

Today is fixed for evidence.

Sole accused is absent by filing petition u/s 317 Cr.P.C.

No SR received.

No witness turned up.

Ld. APP in charge is present.

Ld. Advocate for the accused is present.

Petition u/s 317 Cr.P.C. heard, considered and allowed for ends of justice.

At this stage, Ld. Advocate for the accused prays for closing prosecution evidence as the case is pending for more than three years and several opportunities have been given to the prosecution to adduce the evidence.

Ld. APP prays for last chance and also submitted that defacto complainant is a residence of Hare Street PS and prays for necessary direction upon Hare Street PS, Kolkata Police Commissionerate regarding service of summons.

Perusal the materials on record.

On perusal of the case record it is found that on several occasions summons was issued to CSW 1 who is the defacto complainant and to CSW 8 who is the IO of this case, however, both of them did not turn up.

Considering that the defacto complainant is a resident of Hare Street PS as per charge sheet so IC, Hare Street PS is hereby directed to look into the matter personally regarding service of summons upon the witness i.e. CSW 1 and submit a report before this Court regarding service of summons upon CSW 1 on or before **23.03.2026**.

Let the summon be served upon CSW 8 through S.P. Darjeeling.

Case is adjourned for ends of justice.

Fix **23.03.2026** for evidence of CSW 1 and 8.

DA to issue summons accordingly.

Let a copy of this order along with the summon of CSW 1 be sent to I.C. Hare Street PS for necessary information and compliance.

Let a copy of this order along with summon of CSW 8 be sent to SP, Darjeeling for necessary information.

D & C by me

sd/-

(Abhisek Mukherjee)

J.M., Kurseong

JO Code WB 01405

Sd/-

(Abhisek Mukherjee)

J.M., Kurseong

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