

OC 06/19

Order No.2
21/08/2019

PO is on leave on duty.

Plaintiff is present today.

Defdt. no. 3 appeared today by filing v.anam. Ld. Counsel for the Defdt. no. 2 & 4 appeared by filing a undertaking petn. To files v.nama on the next date.

Another petn. Is filed on behalf of Defdt. no. 2,3, & 4 praying for time for filing of W/S. Let the same be kept with record.

Summon issued upon Defdt. No. 1 is returned unserved.

In absence of regular PO the case is adjourned today.

Fix 26/09/19 for W/S by Defdt. no. 2,3 & 4 and SR & Appr.

Sd/-
Civil Judge, (Sr. Divn), Kalimpong
(In Charge)

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Rajesh Chettri/Nikku Chettri/Bikash Darjee aged aboutyears taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of August, 2019 in the language interpreted by me.

My name is Rajesh Chettri/Nikku Chettri

My father's / husband's name is

I am by religion , and my occupation

My home is at , Police Station ,

District , I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer, those might be used against you. It is also made clear that if you refuse to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. PW 1, Amaresh Singh and PW 2 Shyamjit Subba deposed that on 04/07/16 at around 12.30 p.m. you along with Baburam Chettri, Hari Tamang, Nikku Sherpa and Bikash Dorjee quarelled with the driver of the vehicle. Do you have to say anything ?

Ans.

4. PW 1, Amaresh Singh and PW 2 Shyamjit Subba deposed that on 04/07/16 at around 12.30 p.m. you along with Baburam Chettri, Hari Tamang, Nikku Sherpa and Bikash Dorjee threatened the police to clear the traffic jam. What do you have to say ?

Ans.

5. Do you want to say anything ?

Ans.

6. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED
Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Biren Rai aged aboutyears taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of August, 2019 in the language interpreted by me.

My name is Biren Rai
My father's / husband's name is

I am by religion , and my occupation
My home is at , Police Station ,
District , I reside at

1. I shall be asking you some questions but you are not bound to asnwer those. However, in the event you answer, those might be used against you. It is also made clear that if you refuse to answer any question, the same will not entail any punishment. Do you understand?
Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1, Shila Giri deposed that you kept one minor child named Ankit Bantawa from Nepal as domestic labourer at your house for doing the household work. Do you have to say anything ?
Ans.

4. PW 1, and PW 8 deposed that you in an intoxicated state and your grandmother used to assault the minor child named Ankit Bantawa. What do you have to say ?
Ans.

5.Do you want to say anything ?
Ans.

7. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED
Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Sisir Sharma aged aboutyears taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of August, 2019 in the language interpreted by me.

My name is Sisir Sharma

My father's / husband's name is

I am by religion , and my occupation

My home is at , Police Station ,

District , I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer, those might be used against you. It is also made clear that if you refuse to answer any question, the same will not entail any punishment. Do you understand?
Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1, Januka Dahal has deposed that you had taken a loan of Rs. 120000/- from her in the year 2017. Is it true ?
Ans.

4. PW 1, Januka Dahal has deposed that you had taken a loan of Rs. 120000/- from her in the year 2017 and did not return the same. Do you have to say anything ?
Ans.

5. Do you want to say anything ?
Ans.

6. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED
Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Naseem Shah aged aboutyears taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on thisth day of August, 2019 in the language interpreted by me.

My name is Naseem Shah

My father's / husband's name is.....

I am by religion, and my occupation

My home is at, Police Station,

District..... , I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer, those might be used against you. It is also made clear that if you refuse to answer any question, the same will not entail any punishment. Do you understand?
Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1, Reshmi Banu deposed that you assaulted her brother Meeraj with a broken old television? Is it true?
Ans.

4. PW 1, Reshmi Banu deposed that her brother Meeraj was taken to the hospital thereafter and received few stitches? Do you have anything to say?
Ans.

5. Do you want to say anything ?
Ans.

6. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED
Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Prakash Pradhan aged aboutyears taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of August, 2019 in the language interpreted by me.

My name is Prakash Pradhan
My father's / husband's name is
I am by religion , and my occupation
My home is at , Police Station ,
District , I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?
Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1, Lorenzo Tamlong Lepcha, and PW 2 Hari Kumar Pradhan, PW 3 Sadan Barman, PW 4 Biplab Baran Goldar deposed that on 16/11/2017 at around 12.00 noon you were found in possession of 9 bottles of Hit Beer, 15 bottles of Honey Gold Brandy and 2 bottles of XXX Rum. Is it true ?
Ans.

4. PW 1, Lorenzo Tamlong Lepcha, and PW 2 Hari Kumar Pradhan, PW 3 Sadan Barman, PW 4 Biplab Baran Goldar deposed that on demanding the legal documents relating to such possession, you were unable to produce the same. Do you have to say anything ?
Ans.

5. Do you want to say anything ?
Ans.

6. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Phup Namgyel Bhutia aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of August, 2019 in the language interpreted by me.

My name is Phup Namgyel Bhutia

My father's / husband's name is

I am by religion , and my occupation

My home is at , Police Station ,

District , I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand ?
Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. You being a part of the unlawful assembly attacked the vehicle of Lopsang Bhutia with khukri and stones causing damaged to the vehicle. Do you have to say anything ?
Ans.

4. Do you have to say anything regarding the allegation as made out in the complaint ?
Ans.

5. Do you want to say anything ?
Ans.

6. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED
Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Naseem Shah aged aboutyears taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on thisth day of August, 2019 in the language interpreted by me.

My name is Naseem Shah

My father's / husband's name is.....

I am by religion, and my occupation

My home is at, Police Station

District..... , I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?
Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1, Reshmi Banu deposed that you assaulted her brother Meeraj with a broken old television. Do you have anything to say?
Ans.

4. PW 1, Reshmi Banu deposed that her brother Meeraj was taken to the hospital after you assaulted him and received few stiches. Do you have anything to say?
Ans.

5. Do you want to say anything ?
Ans.

6. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Shanti Subba aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of August, 2019 in the language interpreted by me.

My name is Shanti Subba

My father's / husband's name is

I am by religion , and my occupation

My home is at, Police Station,

District....., I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. PW 1 Prem Kumar Singh, who is the complainant in this case, PW 2 Maya Singh,, PW 3 Lata Singh had deposed that you along with Shova Subba, Radhika Subba and Mamta Singh did not permit Lata Singh to collect water from the stream on 29/01/15 at about 2:00 PM and picked up quarreled on that issue. Do you have to say anything ?

Ans.

4. PW 1 Prem Kumar Singh, who is the complainant in this case, PW 2 Maya Singh,, PW 3 Lata Singh had deposed that you along with Shova Subba, Radhika Subba and Mamta Singh started pelting stones and flower pots at Lata Singh and others on that issue. Do you have to say anything regarding the allegation as made out in his deposition?

Ans.

5. PW 2 Maya Singh, had deposed that you along with Radhika Subba pushed Lata Singh, Usha and Pushpa over the issue of collecting water from the stream on 29/01/15 at about 2:00 PM. Do you want to say anything ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

6. PW 2 Maya Singh, PW 3 Lata Singh and PW 4 Pushpa Singh had deposed that you along with Shova Subba, Radhika Subba and Mamta Singh started pelting stones and flower pots over the issue of collecting water from the stream on 29/01/15 at about 2:00 PM as a result of which Maya Singh sustained injury on her right leg and back and Usha sustained injury on her hand and chest and both of them had to be taken to hospital. Do you want to say anything ?

Ans.

7. Do you want to say anything ?

Ans.

8. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Mamta Singh aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of August, 2019 in the language interpreted by me.

My name is Mamta Singh

My father's / husband's name is

I am by religion , and my occupation

My home is at, Police Station,

District....., I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. PW 1 Prem Kumar Singh, who is the complainant in this case, PW 2 Maya Singh,, PW 3 Lata Singh had deposed that you along with Shanti Subba, Radhika Subba and Shova Subba did not permit Lata Singh to collect water from the stream on 29/01/15 at about 2:00 PM and picked up quarreled on that issue. Do you have to say anything ?

Ans.

4. PW 1 Prem Kumar Singh, who is the complainant in this case, PW 2 Maya Singh,, PW 3 Lata Singh had deposed that you along with Shanti Subba, Radhika Subba and Shova Subba started pelting stones and flower pots at Lata Singh and others on that issue. Do you have to say anything regarding the allegation as made out in his deposition?

Ans.

5. PW 2 Maya Singh, PW 3 Lata Singh and PW 4 Pushpa Singh had deposed that you along with Shanti Subba, Radhika Subba and Shova Subba started pelting stones and flower pots over the issue of collecting water from the stream on 29/01/15 at about 2:00 PMas a result of which Maya Singh sustained injury on her right leg and back and Usha sustained injury on her hand and chest and both of them had to be taken to hospital. Do you want to say anything ?

Ans.

6. Do you want to say anything ?

Ans.

7. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Radhika Subba aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of August, 2019 in the language interpreted by me.

My name is Radhika Subba

My father's / husband's name is

I am by religion , and my occupation

My home is at, Police Station,

District....., I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?
Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1 Prem Kumar Singh, who is the complainant in this case, PW 2 Maya Singh,, PW 3 Lata Singh had deposed that you along with Shanti Subba, Shova Subba and Mamta Singh did not permit Lata Singh to collect water from the stream on 29/01/15 at about 2:00 PM and picked up quarreled on that issue. Do you have to say anything ?
Ans.

4. PW 1 Prem Kumar Singh, who is the complainant in this case, PW 2 Maya Singh,, PW 3 Lata Singh had deposed that you along with Shanti Subba, Shova Subba and Mamta Singh started pelting stones and flower pots at Lata Singh and others on that issue. Do you have to say anything regarding the allegation as made out in his deposition?
Ans.

5. PW 2 Maya Singh, had deposed that you along with Shanti Subba pushed Lata Singh, Usha and Pushpa over the issue of collecting water from the stream on 29/01/15 at about 2:00 PM. Do you want to say anything ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

6. PW 2 Maya Singh, PW 3 Lata Singh and PW 4 Pushpa Singh had deposed that you along with Shanti Subba, Shova Subba and Mamta Singh started pelting stones and flower pots over the issue of collecting water from the stream on 29/01/15 at about 2:00 PM as a result of which Maya Singh sustained injury on her right leg and back and Usha sustained injury on her hand and chest and both of them had to be taken to hospital. Do you want to say anything ?

Ans.

7. Do you want to say anything ?

Ans.

8. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Shova Subba aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of August, 2019 in the language interpreted by me.

My name is Shova Subba

My father's / husband's name is

I am by religion , and my occupation

My home is at, Police Station,

District....., I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?
Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1 Prem Kumar Singh, who is the complainant in this case, PW 2 Maya Singh,, PW 3 Lata Singh had deposed that you along with Shanti Subba, Radhika Subba and Mamta Singh did not permit Lata Singh to collect water from the stream on 29/01/15 at about 2:00 PM and picked up quarreled on that issue. Do you have to say anything ?
Ans.

4. PW 1 Prem Kumar Singh, who is the complainant in this case, PW 2 Maya Singh,, PW 3 Lata Singh had deposed that you along with Shanti Subba, Radhika Subba and Mamta Singh started pelting stones and flower pots at Lata Singh and others on that issue. Do you have to say anything regarding the allegation as made out in his deposition?
Ans.

5. PW 2 Maya Singh, had deposed that you along with Shanti Subba and Radhika Subba pushed Lata Singh, Usha and Pushpa over the issue of collecting water from the stream on 29/01/15 at about 2:00 PM. Do you want to say anything ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

6. PW 2 Maya Singh, PW 3 Lata Singh and PW 4 Pushpa Singh had deposed that you along with Shanti Subba, Radhika Subba and Mamta Singh started pelting stones and flower pots over the issue of collecting water from the stream on 29/01/15 at about 2:00 PM as a result of which Maya Singh sustained injury on her right leg and back and Usha sustained injury on her hand and chest and both of them had to be taken to hospital. Do you want to say anything ?

Ans.

7. Do you want to say anything ?

Ans.

8. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Pradip Ghimiray aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this 02nd day of August, 2019 in the language interpreted by me.

My name is Pradip Ghimiray

My father's / husband's name is

I am by religion , and my occupation

My home is at, Police Station,

District....., I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?
Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1, Smt. Hema Devi Chettri who is the complainant in this case, had deposed that you and Teknath Poudyal @ Sharma on 13/02/2017 at around 2:00 PM had tortured her daughter-in-law Rekha Chettri when she had gone for cutting the grass. Do you have to say anything ?
Ans.

4. PW 2, Ashok Chettri, who is the brother in law of the complainant, had deposed that you and Teknath Poudyal @ Sharma at about 3pm on the day of the incident, had molested the daughter-in-law of the complainant, Rekha Chettri while she was cutting grass just above the house of the complainant. Do you have to say anything regarding the allegation as made out in his deposition?
Ans.

5. PW 3, Pradip Karki, who is the brother in law of the complainant had deposed that he was told after one week that you and Teknath Poudyal @ Sharma on the date of incident had touched upon the body parts of the daughter-in-law of the complainant when she was cutting the grass. Do you want to say anything ?
Ans.

6. Do you want to say anything ?
Ans.

7. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Teknath Poudyal @ Sharma aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this 02nd day of August, 2019 in the language interpreted by me.

My name is Teknath Poudyal @ Sharma

My father's / husband's name is

I am by religion , and my occupation

My home is at, Police Station,

District....., I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?
Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1, Smt. Hema Devi Chettri who is the complainant in this case, had deposed that you and Pradip Ghimiray on 13/02/2017 at around 2:00 PM had tortured her daughter-in-law Rekha Chettri when she had gone for cutting the grass. Do you have to say anything ?
Ans.

4. PW 2, Ashok Chettri, who is the brother in law of the complainant, had deposed that you and Pradip Ghimiray at about 3pm on the day of the incident, had molested the daughter-in-law of the complainant, Rekha Chettri while she was cutting grass just above the house of the complainant. Do you have to say anything regarding the allegation as made out in his deposition?
Ans.

5. PW 3, Pradip Karki, who is the brother in law of the complainant had deposed that he was told after one week that you and Pradip Ghimiray on the date of incident had touched upon the body parts of the daughter-in-law of the complainant when she was cutting the grass. Do you want to say anything ?
Ans.

6. Do you want to say anything ?
Ans.

7. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED
Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Roshan Thapa aged aboutyears taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on thisst day of August, 2019 in the language interpreted by me.

My name is Roshan Thapa

My father's / husband's name is

I am by religion , and my occupation

My home is at , Police Station ,

District , I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. PW 1, Kamala Chettri and PW 2 Kaushlya Sharma deposed that on 17/04/17 at around 12.00 noon an argument begun between Kaushlya Sharma and you over the issue of her goat eating the grass of your field. Do you have to say anything ?

Ans.

4. PW 1, Kamala Chettri, PW 2 Kaushlya Sharma and PW 3 Rajesh Chettri deposed that on 17/04/17 at around 12.00 noon you assaulted Kaushlya Sharma with a bamboo on her head and also on her upper arm. Do you have to say anything ?

Ans.

5. PW 1, Kamala Chettri, PW 2 Kaushlya Sharma and PW 3 Rajesh Chettri deposed that on 17/04/17 at around 12.00 noon because of the assault upon Kaushlya Sharma by you with a bamboo on her head and also on her upper arm, she sustained bleeding injury on her head and fracture in her left arm. Do you have to say anything ?

Ans.

6. PW 5, Dr. Prasenjit Biswas deposed that Kaushlya Sharma was found to have a lacerated cut injury over the occipital region (of scalp) measuring 2.5cm X 1cm X 0.5cm and also blunt trauma on her left arm. Do you have to say anything ?

Ans.

7. Do you want to say anything ?

Ans.

8. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

West Bengal Form No. 3862,
H.C.Criminal Form No. (M)3

CR 17/17

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Jhalak Bhujel aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this th day of , 2019 in the language interpreted by me.

My name is Jhalak Bhujel

My father's / husband's name is

I am by religion , and my occupation

My home is at , Police Station ,

District , I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. PW 1, Chandeswar Ram Dusad being the then Deputy Range Manager of Nazeok Beat, PW2 Lhendup G Bhutia being the SI of Police, PW 4 Lokenath Paudyal being the village police, PW 5 Sandip Thapa deposed that on 08/06/17 at 8.00 a.m. some Sal battons kept in your vehicle were found for which you could not produce any valid papers. Do you have to say anything ?

Ans.

4. PW 1, Chandeswar Ram Dusad being the then Deputy Range Manager of Nazeok Beat has further deposed that you caused revenue loss of Rs. 2.5 lacs approx to the forest department for cutting such Sal battons illegally. Do you have to say anything ?

Ans.

5. Do you want to say anything ?

Ans.

6. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

West Bengal Form No. 3862,
H.C.Criminal Form No. (M)3

GR 331/18

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Bishan Rai aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this 9th day of July, 2019 in the language interpreted by me.

My name is Bishan Rai

My father's / husband's name is

I am by religion _____, and my occupation _____

My home is at _____, Police Station _____,

District _____, I reside at _____

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1, Sujata Rai and PW 2, Aitaraj Subba deposed that on 19/10/18 at 8.00 p.m. you along with Raju Rai and Ratan Rai assaulted Aitaraj Subba at your village. Do you have to say anything ?

Ans.

4. PW 1, Sujata Rai deposed that on 19/10/18 at 8.00 p.m. you along with Bishan Rai and Ratan Rai outraged the modesty of Sujata Rai at your village. Do you have to say anything ?

Ans.

5. Do you want to say anything ?
Ans.

6. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

West Bengal Form No. 3862,
H.C.Criminal Form No. (M)3

GR 331/18

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Ratan Rai aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this 9th day of July, 2019 in the language interpreted by me.

My name is Ratan Rai

My father's / husband's name is

I am by religion _____, and my occupation _____

My home is at _____, Police Station _____,

District _____, I reside at _____

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. PW 1, Sujata Rai and PW 2, Aitaraj Subba deposed that on 19/10/18 at 8.00 p.m. you along with Raju Rai and Bishan Rai assaulted Aitaraj Subba at your village. Do you have to say anything ?

Ans.

4. PW 1, Sujata Rai deposed that on 19/10/18 at 8.00 p.m. you along with Bishan Rai and Ratan Rai outraged the modesty of Sujata Rai at your village. Do you have to say anything ?

Ans.

5. Do you want to say anything ?

Ans.

6. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

West Bengal Form No. 3862,
H.C.Criminal Form No. (M)3

GR 331/18

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Raju Rai aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this 9th day of July, 2019 in the language interpreted by me.

My name is Raju Rai

My father's / husband's name is

I am by religion _____, and my occupation _____

My home is at _____, Police Station _____,

District _____, I reside at _____

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. PW 1, Sujata Rai and PW 2, Aitaraj Subba deposed that on 19/10/18 at 8.00 p.m. you along with Bishan Rai and Ratan Rai assaulted Aitaraj Subba at your village. Do you have to say anything ?

Ans.

4. PW 1, Sujata Rai deposited that on 19/10/18 at 8.00 p.m. you along with Bishan Rai and Ratan Rai outraged the modesty of Sujata Rai at your village. Do you have to say anything ?

Ans.

5. Do you want to say anything ?

Ans.

6. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

West Bengal Form No. 3862,
H.C.Criminal Form No. (M)3

MNGR 58/18

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Sandip Chettri aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this th day of June, 2019 in the language interpreted by me.

My name is Sandip Chettri

My father's / husband's name is

I am by religion _____, and my occupation _____

My home is at _____, Police Station _____,

District _____, I reside at _____

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1, Raju Tamang deposed that on 06/02/18 at about 9.00 p.m. a quarrel took place between you and him over parking issue. Do you have to say anything ?
Ans.

4. PW 1, Raju Tamang deposed that on 06/02/18 at about 9.00 p.m. you assaulted him over parking issue. Do you have to say anything ?

Ans.

5. Do you want to say anything ?
Ans.

6. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

West Bengal Form No. 3862,
H.C.Criminal Form No. (M)3

MNGR 165/18

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Krishna Khawas aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this 20th day of June, 2019 in the language interpreted by me.

My name is Krishna Khawas

My father's / husband's name is

I am by religion _____, and my occupation _____

My home is at _____, Police Station _____,

District _____, I reside at _____

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?
Ans.

3. PW 1, Phurba Tamang deposed that on 27/04/18 you along with Puran Khawas got involved in a hot altercation with him over some family matters. Do you have to say anything ?

Ans.

4. Do you want to say anything ?
Ans.

5. Do you want to adduce any witness/evidence ?
Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

West Bengal Form No. 3862,
H.C.Criminal Form No. (M)3

MNGR 165/18

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Puran Khawas aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this 20th day of June, 2019 in the language interpreted by me.

My name is Puran Khawas

My father's / husband's name is

I am by religion _____, and my occupation _____

My home is at _____, Police Station _____,

District _____, I reside at _____

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. PW 1, Phurba Tamang deposed that on 27/04/18 you along with Krishna Khawas got involved in a hot altercation with him over some family matters. Do you have to say anything ?

Ans.

4. Do you want to say anything ?

Ans.

5. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

West Bengal Form No. 3862,
H.C.Criminal Form No. (M)3

GR 149/17

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Adoo Chettri aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of June, 2019 in the language interpreted by me.

My name is Adoo Chettri

My father's / husband's name is

I am by religion , and my occupation

My home is at , Police Station ,

District , I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. PW 1 Nabin Rai deposed that on 12/04/17 while you were driving his Alto car bearing registration no. WB 74 AP 7739, while coming from Pedong to Sakyong met with an accident. Do you have to say anything ?

Ans.

4. Do you want to say anything ?

Ans.

5. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Arun Biswakarma aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of June, 2019 in the language interpreted by me.

My name is Arun Biswakarma

My father's / husband's name is

I am by religion _____, and my occupation _____

My home is at _____, Police Station _____,

District _____, I reside at _____

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. Sarat Mani Chettri, PW 1, Binay Gurung, PW 2, Rajesh Bhujel, PW 3, deposed that on 29/03/14 at 6.30 a.m. at Ramthi Block I of the Noam Range all of you were found in possession two trucks and one pick up van loaded with coal. Do you have to say anything ?

Ans.

4. Sarat Mani Chettri, PW 1, Binay Gurung, PW 2, Rajesh Bhujel, PW 3, further deposed that on 29/03/14 at 6.30 a.m. at Ramthi Block I of the Noam Range none of you could produce any valid documents regarding possession of two trucks and one pick up van loaded with coal. Do you have to say anything ?

Ans.

5. Do you want to say anything ?

Ans.

6. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Prakash Pradhan aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of June, 2019 in the language interpreted by me.

My name is Prakash Pradhan

My father's / husband's name is

I am by religion _____, and my occupation _____

My home is at _____, Police Station _____

District _____, I reside at _____

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. Sarat Mani Chettri, PW 1, Binay Gurung, PW 2, Rajesh Bhujel, PW 3, deposed that on 29/03/14 at 6.30 a.m. at Ramthi Block I of the Noam Range all of you were found in possession two trucks and one pick up van loaded with coal. Do you have to say anything ?

Ans.

4. Sarat Mani Chettri, PW 1, Binay Gurung, PW 2, Rajesh Bhujel, PW 3, further deposed that on 29/03/14 at 6.30 a.m. at Ramthi Block I of the Noam Range none of you could produce any valid documents regarding possession of two trucks and one pick up van loaded with coal. Do you have to say anything ?

Ans.

5. Do you want to say anything ?

Ans.

6. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Champai Munda aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of June, 2019 in the language interpreted by me.

My name is Champai Munda

My father's / husband's name is

I am by religion _____, and my occupation _____

My home is at _____, Police Station _____

District _____, I reside at _____

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. Sarat Mani Chettri, PW 1, Binay Gurung, PW 2, Rajesh Bhujel, PW 3, deposed that on 29/03/14 at 6.30 a.m. at Ramthi Block I of the Noam Range all of you were found in possession two trucks and one pick up van loaded with coal. Do you have to say anything ?

Ans.

4. Sarat Mani Chettri, PW 1, Binay Gurung, PW 2, Rajesh Bhujel, PW 3, further deposed that on 29/03/14 at 6.30 a.m. at Ramthi Block I of the Noam Range none of you could produce any valid documents regarding possession of two trucks and one pick up van loaded with coal. Do you have to say anything ?

Ans.

5. Do you want to say anything ?

Ans.

6. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

(Section 313 of the Criminal Procedure Code.)

The examination of Raju Munda aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of June, 2019 in the language interpreted by me.

My name is Raju Munda

My father's / husband's name is

I am by religion _____, and my occupation _____

My home is at _____, Police Station _____

District _____, I reside at _____

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. Sarat Mani Chettri, PW 1, Binay Gurung, PW 2, Rajesh Bhujel, PW 3, deposed that on 29/03/14 at 6.30 a.m. at Ramthi Block I of the Noam Range all of you were found in possession two trucks and one pick up van loaded with coal. Do you have to say anything ?

Ans.

4. Sarat Mani Chettri, PW 1, Binay Gurung, PW 2, Rajesh Bhujel, PW 3, further deposed that on 29/03/14 at 6.30 a.m. at Ramthi Block I of the Noam Range none of you could produce any valid documents regarding possession of two trucks and one pick up van loaded with coal. Do you have to say anything ?

Ans.

5. Do you want to say anything ?

Ans.

6. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

West Bengal Form No. 3862,
H.C.Criminal Form No. (M)3

CR 10/14

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Ajijul Miya aged about years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this day of June, 2019 in the language interpreted by me.

My name is Ajijul Miya

My father's / husband's name is

I am by religion , and my occupation

My home is at , Police Station ,

District , I reside at

1. I shall be asking you some questions but you are not bound to answer those. However, in the event you answer those might be used against you. It is also make clear that if you refused to answer any question, the same will not entail any punishment. Do you understand?

Ans.

2. Have you heard the evidence tendered by prosecution ?

Ans.

3. Sarat Mani Chettri, PW 1, Binay Gurung, PW 2, Rajesh Bhujel, PW 3, deposed that on 29/03/14 at 6.30 a.m. at Ramthi Block I of the Noam Range all of you were found in possession two trucks and one pick up van loaded with coal. Do you have to say anything ?

Ans.

4. Sarat Mani Chettri, PW 1, Binay Gurung, PW 2, Rajesh Bhujel, PW 3, further deposed that on 29/03/14 at 6.30 a.m. at Ramthi Block I of the Noam Range none of you could produce any valid documents regarding possession of two trucks and one pick up van loaded with coal. Do you have to say anything ?

Ans.

5. Do you want to say anything ?

Ans.

6. Do you want to adduce any witness/evidence ?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

West Bengal Form No. 3862,
H.C.Criminal Form No. (M)3

FORM OF RECORDING EXAMINATION OF ACCUSED

Examination of Accused Person.

(Section 313 of the Criminal Procedure Code.)

The examination of Adoo Chettri aged about 34 years taken before me, Smt. Ishani Chakravarty Banerjee, Chief Judicial Magistrate, Kalimpong on this st day of June, 2019 in the language interpreted by me.

My name is Adoo Chettri

My father's / husband's name is Sambhu Chettri

I am by religion Hindu, and my occupation

My home is at Mul Sakyong, Pedong, Police Station Kalimpong, District Kalimpong,

I reside at Mul Sakyong, Pedong, Kalimpong.

1. Have you heard or acquainted with the evidences those have been tendered by prosecution?

Ans.

2. With reference to such evidences of prosecution, I am to ask you some questions which you may or may not answer or give reply and for your not answering you will not be punished but if you give any answer, the same may be considered in this case for your punishment or if it is transpires from the said answer that you have committed any other offence, then the said answer may be used against you as evidence in future case or cases that may be brought against you do you understand?

Ans.

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)

(Signature or mark of the accused)

(Signature of Magistrate)

The above examination was taken in my presence and hearing, and contains a full and true account of the statement made by the accused.

(Signature of Magistrate)