

Sessions Trial No 280/2025 (SC 192/2025)

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CNR WBEM 0100 3652-2025

Present : **Annada Sankar Mukhopadhyay**
 (JO Code-WB 00863)
 Additional Sessions Judge,
 4th Court Tamluk, Purba Medinipur.

State of West Bengal -Vs.- Abdul Hanna Khan @ Tota

Order No. 01 dated 04.11.2025

Today is fixed for appearance and consideration of charge.

Sole CS accused namely **Abdul Hanna Khan @ Tota** on CB is present by filing hazira.

Ld. P.P. in charge/Biplab Kr. Maity is present.

Ld. Advocate for the accused is also present.

Ld. P.P. in charge initiated proceeding by opening the case of the prosecution u/s. 249 of the **Bharatiya Nagarik Surakhsha Sanhita, in short BNSS** (previously S.226 Cr.P.C) describing the charges brought against the accused person **Abdul Hanna Khan @ Tota** for offence u/ss. **126(2)/115(2)/118(1)/109/351(2)** of **Bharatiya Nyaya Sanhita, 2023**(in short **BNS. 2023**).

Now, in presence of Ld. P.P. in charge and Ld. Defence Counsel, the record is taken up for framing of charge.

Perused the case record as well as FIR, charge-sheet, the statement of witnesses under **Section 180 of BNSS (previously S. 161 of CrPC)** and the documents produced.

Upon perusal of material and report under **Section 193 of BNSS (previously S.173 CrPC)**, this court is of considered view that there is sufficient material for commission of offence punishable u/ss. **126(2)/115(2)/118(1)/109/351(2)** of **Bharatiya Nyaya Sanhita, 2023** against **Abdul Hanna Khan @ Tota**.

Accordingly charge is framed against the accused person, namely, **Abdul Hanna Khan @ Tota** punishable u/ss. **126(2)/115(2)/118(1)/109/351(2)** of **Bharatiya Nyaya Sanhita, 2023**.

The contents of the charge are read over and explained to the accused person in language of Court and in his own language and on being asked, the accused person pleaded not guilty by saying individually 'Ami Nirdosh' and claimed to be tried.

The charge form of five heads is duly filled up by this court and is kept with the record as a part of this case record.

Fixing: **16.02.2026** for evidence of CSW-1.

17.02.2026 for evidence of CSW 4.

Prosecution is directed to submit detailed case calendar before trial begins and accused person(s) has/have given liberty to file application under **section 254 of the BNSS** (previously **S.231 of the Cr.P.C**) before preparation of case calendar in accordance with the decision of the Hon'ble Supreme Court in **State of Kerala V Rasheed** reported in (2019) 13 SCC 297. Prosecution

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is directed to produce witnesses in accordance with the decision of the Hon'ble Supreme Court in **Rajesh Yadav and Another V State of Uttar Pradesh** reported in (2022) 12 SCC 200.

Prosecution is to take step to bring the witnesses. Issue summons.

I.O must be present on every dates during trial, ensure production of witnesses and shall assist the Learned Public Prosecutor. Seized alamats be produced each day of trial. Inform I.O.

Accused is as before.

Dictated & corrected by me.

Sd/-

Addl. Sessions Judge
4th Court, Tamluk,
Purba Medinipur

sd/-

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4th Court, Tamluk,
Purba Medinipur.