

Order No. 6
05.04.2018

Today is fixed for further arguement.

Accused Sujata Dandapath on C/B is present by filing haizra.

Accused Subrata Dandapath is produced from Sub Correctional Home and he is taken into custody.

Ld. P.P in-charge as well as Ld. Defence Counsel are present.

Ld. Defence Counsel files one appalication without supporting an affidavit without verification one. Copy served and objected to.

The instant petition is taken up for hearing.

During hearing Ld. Advocate for the accused submits that on going through the evidence of PW-1, PW-2, PW-3 and PW-4 recorded in Court, it is found that possibly the Stenographer/typist could not understand or follow the dictation given by your honour for recording of the above four witnesses. As a result of which, there are several gross errors and gramatical errors in recording of their evidence.

Ld. P.P in-charge raises objection on an advance submission of Ld. Defence Counsel and submits that the witnesses read over their statement in presence of defence counsel and after understood correctness in writing their statement, they put signature under their statement. So, the instant petition is baseless and should be rejected.

Considered the submission of both sides, I have carefully perused the statements of witnesses viz PW-1, PW-2, PW-3 and PW-4. It appears that the recording statements were read over and explained in Bengali to the witnesses in open Court and they admitted to be correct. After satisisfied, they put their respective signatures under their statment.

In the light of above findings, I think that the instant petition is baseless to make allegation against the stenographer/typist. Hence, it is summarily rejected.

One witness viz Swapan Mondal is present who is examined in -chief, cross in- full and discharged as PW-5.

No other PW is present. The case is adjourned today.

To date (i.e 06.04.2018) for further evidence.

Accused Subrata Dandapath is sent to J/C till 06.04.2018 and produced the same on the date fixed.

Dict. & corr by me

Addl. District Judge
Fast Track Court, Haldia.

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Fast Track Court, Haldia.