

ST 11/January/2019

West Bengal Form No. 3891  
M.C.Criminal Form No.(M) 21

**ORDER-SHEET FOR SESSIONS RECORD**

In the Court of Additional Sessions Judge, 1st Court-cum-Judge, Special Court,  
Contai.

Trial No. - ST 11/January/2019.

Case No. -SC 18/January/2018

No. 1. **Shuvamay Chanda**

Charges.

The charge is read over and explained to the accused person who pleaded not guilty by saying "Ami Nirdosh"

Order No. 01 dated 29.01.2019

Accused person, namely, Shuvamay Chanda on C.B is present by filing  
hazira.

Today is fixed for consideration of charge.

Ld. Special P.P Goutam Samanta is present.

Ld. Advocate for the accused person is also present.

Record is now taken up for consideration of charge.

Heard the Ld. Special P.P and the Ld. Advocate appearing for the accused  
person.

Ld. Special P.P submits that a strong prima facie case under Section 376 of  
the I.P.C and under Section 4 of the POCSO Act, 2012 has been made out against  
the accused person. According to the Ld. Special P.P the materials collected  
during investigation of the case indicate that the accused person committed the  
above stated offence.

Ld. Advocate appearing for the accused person raises no objection.

Ld. Special P.P opens the case and describes the charge. He also describes  
the evidence by which he proposes to prove the guilt of the accused person.

I have perused the F.I.R, charge-sheet, statements of the witnesses recorded

under Section 161 of the Cr. P.C and all other materials available in the case diary.

Having considered the submissions made by the Ld. Special P.P and the Ld. Defence Counsels and having gone through the documents and papers as indicated above, I am of the opinion that there is ground for presuming that the accused person has committed the alleged offence which is exclusively triable by a Court of Sessions.

Hence, charge under Section 376 of the I.P.C and under Section 4 of the POCSO Act, 2012 is framed against accused Shuvamay Chanda. The contents of the charge so framed is read over and explained to the accused person, to which he pleads not guilty by saying "Ami Nirdoshi" and claimed to be tried. Let the same be kept with the record.

Fix **28.02.2019** for evidence of CSW-1.

Accused person on C.B as before.

C.D is returned.

Prosecution is directed to bring the witnesses on the dates fixed positively.

Comply.

D/C by me.  
Sd/-  
A.S.J.

Sd/- B. Banik  
Additional Sessions Judge, 1<sup>st</sup> Court-cum-  
Judge, Special Court, Contai.