

Order No.11 dated 16-01-2019.

Sole accused on C/B is present by filing hazira.

Ld. PP-in-charge and Ld. Defence Counsel are present.

One witness Monalisa Guria is present.

At this stage, Ld. PP-in-charge by filing a petition submits that initially the trial of this case has been started before Ld. JM, 2nd Court, Contai and the de facto complainant Monalisa Guria was already examined in full as PW-1 before Ld. JM, 2nd Court, Contai and thereafter, this case has been committed before the court of Ld. Additional Sessions Judge, 1st Court, Contai as evidence of PW-1 divulges the elements of alleged commission of offence u/sec.376/511 IPC and in such situation, Ld. PP-in-charge prays for time for adducing further PWS.

I have also taken into consideration the entire evidence on record wherefrom it appears that in this case charge sheet has been submitted u/sec.341/354B IPC and Ld. ACJM, Contai after taking cognizance, transferred this case before Ld. JM, 2nd Court, Contai for trial and during evidence of the de facto complainant, Monalisa Guria material of the offence u/sec.376/511 IPC has been reflected and Ld. JM, 2nd Court, Contai, thereafter, committed the case before Ld. Additional Sessions Judge, 1st Court, Contai and Ld. Additional Sessions Judge, 1st Court, Contai then transferred this case to Ld. ADJ, FT 2nd Court, Contai and thereafter, as per order of the Ld. District Judge, Tamruk this case has been transferred to this court.

It further appears that Ld. ADJ, FT 2nd Court, Contai already framed the charge u/sec.376/511 IPC against the accused person and thereafter, de facto complainant was summoned to adduce evidence in this case. On scrutiny it appears that de facto complainant already deposed before Ld. JM, 2nd Court, Contai as PW-1 and she was discharged thereafter. Today de facto complainant again was summoned to adduce in this case and in this background, Ld. PP-in-charge now filing a petition prays for time for adducing further evidence. The prayer for time is allowed.

Witness Monalisa Ghorai is released as she has deposed as PW-1 in this case and discharged.

Fixing 04-04-2019 for evidence.

Prosecution to bring witnesses positively on the next date fixed.

Sd/-

Addl. Sessions Judge,
2nd Court, Contai.

Dictated & corrected by me,

Sd/-

Addl. Sessions Judge,
2nd Court, Contai.