

S.T.– 2/Feb/2019

Order No.56

dated 4.1.2023

Today is fixed for evidence.

The accused Biswanath Hati is produced from J/C.

The Ld. P.P. in charge is present alongwith the witnesses of the prosecution.

At the time when the record is taken up for evidence the Ld. Counsel appearing on behalf of the accused person has submitted that he has been appointed from legal aid to defend the accused person in this case but at present he wants to withdraw himself from defending the accused person in this case on the ground that the accused person is not cooperative with him and accordingly, the Ld. Counsel conducting defence does not want to defend the accused any more in this case.

In view of the above noted submission of the Ld. Defence counsel, let the matter be informed to the Ld. Chairman, SDLSC, Contai requesting him to engage a new counsel afresh from the panel of SDLSC, Contai on behalf of accused Biswanath Hati who is presently undefended.

As custody trial is going on in this case and schedule is fixed for evidence following provision under section 309 of Cr.P.C, let the Chairman, SDLSC be requested to treat the matter as extremely urgent one.

Let a copy of this order be sent to the Ld. Chairman, SDLSC, Contai for his informantion and necessary action.

D/C by me :

Additional Sessions Judge,
Fast Track, 2nd Court,Contai.

Later :

4/1/2023

One Advocate has appeared from SDLSC to conduct defence on behalf of the accused person.

The Ld. Counsel, who is appointed today has prayed for time for conducting defence as he has not yet been able to peruse the materials and documents in connection with this case and accordingly has not yet been ready to conduct defence on this date. The Ld. Counsel has prayed for some times to conduct defence and has prayed for cancelling the schedule as fixed earlier for evidence.

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Considering the above noted facts and circumstances let the case be adjourned and the forthcoming schedule fixed for evidence is also cancelled so that no prejudice should be caused to the accused person and for ends of justice .

Fix 9/2/2023 for evidence and production.

Let the concerned P.S be intimated as regards change of schedule and next date of evidence and production.

B.C -I is to do the needful.

D/C by me :

Additional Sessions Judge,
Fast Track, 2nd Court, Contai.

