

ST Case No. - 01 (02) 2020  
S C No. - 172/ 2019  
CNR -WBHG01-005049-2019

Order No. 44 dated 04.04.2022

Today is the date fixed for further evidence.

All the seven accused persons on J.C are produced before this Court.

Ld. PP-in-Charge as well as Ld. Defence Counsel both are present.

Both the witnesses i.e CSW 18 and CSW 19 are present before this Court.

Ld. Lawyer (for 05 accused persons) filed one petition and prayed for adjournment and deferring the schedule by stating that the conducting Advocate of this case namely Sri Narayan Chandra Roy suddenly fell sick for which he was admitted in hospital on 16.03.2022 and was discharged on 24.03.2022. Thereafter, he was advised to rest for some days. As such, Sri Narayan Chandra Roy, the Sr. Advocate is not coming to the Court from some days as advised by Doctor and he will join after 10 days. In this respect, the photocopy of discharge summary and certificate is filed before this Court after supplying the copy to Ld. PP-in-Charge for perusal.

Ld. PP-in-Charge submits that this schedule i.e 02.04.2022 to 06.04.2022 were fixed for evidence of further PWs. On last date i.e on 02.02.2022 the case was adjourned on the prayer of Ld. Defence Counsel and prayed for filing the medical paper of Ld. Defence Counsel as it was in his possession. Today as Ld. Defence Counsel is filing the photocopy of the admission and discharge certificate of the Ld. Defence Counsel as such Ld. PP-in-Charge submits that he has no objection if the schedule is deferred as prayed by Ld. Defence Counsel. Therefore, Ld. PP-in-Charge left the matter on the discretion of the Court.

Heard. Considered and after perusing the materials on record, I find that on 11.03.2022 four days were fixed for further evidence of prosecution witnesses but on 02.04.2022 the case was adjourned in-spite of presence of both the witnesses as Ld. Defence Counsel was not present due to his illness. On last occasion, direction was given to Ld. Defence Counsel to produce the medical report with respect to the illness of the Ld. Defence Counsel namely Sri Narayan Chandra Roy which is filed today and prayer is made for deferring of the schedule and fixing the new schedule for ends of justice.

Considering the above submissions of both sides and on perusal of the medical paper of the Ld. Defence Counsel Sri Narayan Chandra Roy, the prayer of Ld. Defence Counsel is hereby allowed.

Let the schedule be cancelled and new schedule is fixed for further examination of the prosecution witnesses. Both the witnesses are hereby discharged without examining them.

Fix 27.04.2022 for evidence of CSW 14 & CSW 15

29.04.2022 for evidence of CSW 18 & CSW 19

30.04.2022 for evidence of CSW 17 & CSW 20

02.05.2022 for evidence of CSW22 & CSW 23

Issue summons accordingly. Prosecution to take steps also.

Accused persons are as before.

D & C by me

Sd/-

Addl. Dist. & Sessions Judge

3<sup>rd</sup> Court, Hooghly

Sd/-

Addl. Dist. & Sessions Judge

3<sup>rd</sup> Court, Hooghly