

Sessions Case No. 26 of 2025 (S.T. No.15 of 2025)

Order No. 06
dated 17.05.2025

Today is fixed for production and hearing of the petition under Section 254 of BNSS.

The accused persons are not produced from J/C. One non-production message is received.

Ld. P.P-in-charge is present.

Now the record is taken up for hearing the petition under section 254 of BNSS.

It appears from the said petition under Section 254 of BNSS that the Ld. Advocate on behalf of the accused persons had prayed for allowing the Ld. Advocate on behalf of the accused persons to cross examine the C.S.W Nos. 1 to 5 after completion of their respective examination-in-chief on the ground that they are the relatives and interested witnesses. It appears from the record that C.S.W.1, C.S.W.4 and C.S.W.5 are the relatives but C.S.W.2 and C.S.W.3 are not the relatives. Further it has not been disclosed in the said petition how they are interested witnesses.

Under such circumstances, I am not inclined to defer the cross examination of all the witnesses i.e. C.S.W.1 to C.S.W.5 till the completion of their respective examination-in-chief. However, the C.S.W.1, C.S.W.4 and C.S.W.5 being the relatives, there is a chance that the accused may be prejudiced if their cross examination are not deferred till the completion of their respective examination-in-chief.

Under such circumstances, the petition under Section 254 of BNSS is considered and allowed in part.

Let the examination of C.S.W.1, C.S.W.4 and C.S.W.5 be deferred till the completion of their respective examination-in-chief for the ends of justice.

To 09.06.2025 – for evidence of C.S.W – 1.

Issue summons upon the witness accordingly.

Dic. & Corr by me

Addl. Sessions Judge.
F.T.C., Serampore

Additional Sessions Judge.
Fast Track Court, Serampore