

S.T. (P) 12 (10) / 2021
(C.N.R. - WBHG05-001194-2021)

Present: Smt. Ratna Roy
(J.O. Code - WB00914)

Order No. 26 dtd. 21.11.2024

Sole accused Surojit Kunkri on court bail is present by filing hazirah. Hazirah is filed on behalf of the Ld. Special P.P.-in-charge.

Today is fixed for evidence.

No witness turned up. An adjournment petition along with a petition under section 91 read with section 208 of Cr.P.C. is filed.

Heard Ld. Advocate for the accused and Ld. Special P.P.-in-charge over the petition under section 91 read with section 208 of Cr.P.C.

Ld. Advocate for the accused submitted that on 13.08.2021 the accused had filed a petition praying for D.N.A. test of the foetus of the victim girl. On the basis of the said petition, on 24.08.2021 direction was given to the Superintendent, Serampore Walsh Hospital to constitute a medical board and to form opinion regarding termination of the pregnancy. From order dated 15.09.2021 it was learn that the pregnancy of the victim girl has been terminated despite the order of the court. The accused has not received any document relating to the termination of pregnancy of the victim girl which is required for unearthing the truth.

Ld. Special P.P.-in-charge submitted that on the basis of the order of the court, report had been sent by the Superintendent, Serampore Walsh Hospital that the pregnancy of the victim girl was terminated and the foetus of the victim girl was not preserved. There is no document in the C.D. relating to termination of the pregnancy of the victim girl except for the report sent by the Superintendent, Serampore Walsh Hospital.

Considered submission of both sides. As it comes from the submission of the Ld. Special P.P.-in-charge that no document relating to the termination of the pregnancy of the victim girl is in the C.D., so the petition as filed on behalf of the accused cannot be allowed. Hence, the petition stands rejected.

To date for evidence of C.S.W. No. 13.

Dictated & corrected by me.

Sd/- (Smt. Ratna Roy)
Judge, Special Court

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Judge, Special Court
-cum- Additional Sessions Judge
1st Court, Serampore