

ST No.75 of 2021
(CNR No:WBHW01-003667-2021)

Present : Smt. Asmita Samajder (J.O. Code:WB00956)
Additional Sessions Judge,
4th Court, Howrah.

Order No.97 dated 20-04-2026

Today is fixed for physical production, and further evidence.

Out of seven accused persons, six accused persons namely Md. Saddam, Md. Hussain Umar Ansari, Md Ali @ Pachu, Chandan Kr. Chowdhury, Vikash Singh @ Viki, and Surojit Bardhan @ Barka @ Sagar Bardhan, in J/C, are not physically produced today from the Howrah District Correctional Home, but produced through VC. A report is received from the Superintendent of Howrah District Correctional Home. Let the same be kept with the record.

Another accused Devendra Mishra, also in J/C, is though not produced physically but produced through VC from Presidency Correctional Home. A report is also received from the Superintendent of Presidency Correctional Home. Let that be kept with the record.

One witness namely Sudipta Mukherjee (PW10) is present today.

Ld. P.P-in-charge and Ld. Advocates for the accused persons are present.

On perusal of the deposition sheets, it has come to the notice of this court that during evidence of PW5, one cartridge was marked as MO1. However, later, during the examination-in-chief of PW9, gun with magazine was marked as MO-1/PW9 and signature of PW9 of the label of the said MO-1 was marked as Exhibit MO-1(1)/PW9, inadvertently. Therefore, these anomalies need to be corrected, so as to avoid future complication.

Accordingly, MO-1/PW9 be henceforth be marked and read as MO-1B/PW9 and signature of PW9 on the label of the said MO-1B/PW9 be marked and read as MO-1B(1)/PW9 respectively.

The witness Sudipta Mukherjee (PW10) is thus further examined-in-chief on dock in full today. The witness is then cross-examined by the Ld. Advocates of all the accused persons except accused persons namely Md. Saddam and Md. Ali @ Panchu, since their Ld. Counsel has not come to the court today. A time petition in this regard has been filed, which is considered and allowed.

During further examination-in-chief of PW10 today, two bullets are marked as MO-2/PW10 (collectively) (with objection) and two fire bullet jackets are marked as MO-3/PW10 (collectively) (with objection).

At this stage, the prosecution files a recall petition on the ground stated therein. Let it be kept with the record.

The witness PW10 is released today with direction to appear on the date fixed for his further cross-examination.

Hence, case is adjourned today.

To date, i.e., 22-04-2026 for production, further cross-examination of PW10, and hearing of the recall petition filed by the prosecution today.

Accused persons, in J/C, be physically produced on the date fixed.

Prosecution to take positive steps.

Dictd. & corrected by me.

ASJ

Additional Sessions Judge,
4th Court, Howrah