

CHARGES WITH THREE HEADS
{No. XXVIII(II) Schedule V. Act V. 1898}
(Sections 221, 222, 223 Code of Criminal Procedure)

S. T. 379/17

1. Name and office of the Judge : Mihir Kumar Mondal,
Additional Sessions Judge,
4th Court, Howrah.

I, do hereby charge you : 1. Motiul Laskar @ Motirul Laskar, 2. Habib Laskar,
3. Saikat Laskar @ Saukat Laskar 4. Fojla Begum, 5. Farid Laskar, 6. Sakor Khattoon.

as follows :- **Firstly**- That after marriage of Khaleda Begum with Motiul Laskar you being the husband and relatives of the husband of Khaleda Begum subjected the said Khaleda Begum to cruelty, both physically and mentally, and that you thereby committed an offence punishable under Section **498A** of the Indian Penal Code and within the cognizance of this court.

And I do hereby direct that you be tried on the said charge.

Secondly, that you, on or about the 09.07.2016 at village Eksara , Piyada Para, PS –Liluah at any time of that date Khaleda Begum committed suicide and you in furtherance of common intention of all abetted its commission and that you there by committed an offence punishable u/s **306/34** of the IPC and within the cognizance of this court.

And I do hereby direct that you be tried on the said charge.

Alternatively– that you, on or about the 09.07.2016 at village Eksara , Piyada Para, PS –Liluah in furtherance of common intention of all did commit murder by intentionally or knowingly causing the death of Khaleda Begum and that you thereby committed an offence punishable under Section **302/34** of I.P.C and within the cognizance of this court.

And I do hereby direct that you be tried on the said charge.

The contents of the charges so framed is read over and explained to the accused persons in Bengali language to which they each pleads not guilty and claims to be tried.

Dated the 27st day of March, 2019.

Dicted. & Corrcd by me.

A.S.J.

Addl. Sessions Judge,
4th Court, Howrah,
27.03.2019

Sessions Trial No.379/2017

Order no. 01 dt. 27.03.2019

Today is fixed for appearance of six accused persons on bail namely 1. Motiul Laskar @ Motirul Laskar, 2. Habib Laskar, 3. Saikat Laskar @ Saukat Laskar 4. Fojla Begum, 5. Farid Laskar, 6. Sakor Khatoon and consideration of charge. Six accused persons on bail are present before the court by filing hazira.

Now, the record is taken up for framing the charge against the accused persons namely 1. Motiul Laskar @ Motirul Laskar, 2. Habib Laskar, 3. Saikat Laskar @ Saukat Laskar 4. Fojla Begum, 5. Farid Laskar, 6. Sakor Khatoon.

Ld. P.P. in charge opens the prosecution case by describing the charge brought against the accused persons and stating by what evidence he proposes to prove the guilt of the accused persons. Ld. P.P. in charge submits that on perusal of the materials on record coupled with the case diary and documents submitted there in, it is clear that there is sufficient materials to frame charge against the accused person namely 1. Motiul Laskar @ Motirul Laskar, 2. Habib Laskar, 3. Saikat Laskar @ Saukat Laskar 4. Fojla Begum, 5. Farid Laskar, 6. Sakor Khatoon u/s 498A, 306/34 of the IPC and alternatively u/s.302/34 of the IPC.

Ld. Defence Counsel submits that there is no sufficient materials to frame charge against the accused persons. He prays for discharge of the accused persons.

Perused the materials on record, case diary and the documents submitted there in. Having heard the Ld. P.P. in charge and the Ld. Defence Counsel and in view of the materials placed before this court, I am of the opinion that there is ground for presuming that the accused persons namely 1. Motiul Laskar @ Motirul Laskar, 2. Habib Laskar, 3. Saikat Laskar @ Saukat Laskar 4. Fojla Begum, 5. Farid Laskar, 6. Sakor Khatoon have committed offences punishable u/s 498A, 306/34 of the IPC and alternatively u/s.302/34 of the IPC.

So, charge u/s 498A, 306/34 of the IPC and alternatively u/s.302/34 of the IPC are framed against the accused persons namely 1. Motiul Laskar @ Motirul Laskar, 2. Habib Laskar, 3. Saikat Laskar @ Saukat Laskar 4. Fojla Begum, 5. Farid Laskar, 6. Sakor Khatoon.

The contents of the charge so framed is read over and explained to the accused persons in Bengali language to which they each pleads not guilty and claims to be tried.

The following schedule is made for examination of the witnesses as per the C.S :-

To 19.08.2019 for examination of CSW-1.
To 20.08.2019 for examination of CSW-2.
To 21.08.2019 for examination of CSW-3.
To 22.08.2019 for examination of CSW-4.
To 26.08.2019 for examination of CSW-5.
To 27.08.2019 for examination of CSW-6.
To 28.08.2019 for examination of CSW-7.
To 29.08.2019 for examination of CSW-8 & 9.
To 30.08.2019 for examination of CSW-10.
To 31.08.2019 for examination of CSW-11.

Ld. P.P. in charge is directed to put in requisite of witness summons.

To date (19.08.2019) for appearance of the accused person and evidence.

Dictd and Corrtd by me

Judge

Addl. Sessions Judge,
4th Court, Howrah.