

In Court of Additional District Judge, 2nd Court, Howrah.

S. T. Case No.218 of 2023.
(Liluah PS Case 165 of 2023)

Order no.16 dt.03.07.2024.

Accused Gopal Bhattacharjee is produced from J/C.

Today is fixed for production and further evidence of PW1.

Prosecution files hazira of witness Subhasis Banerjee (PW1).

Case is called upon but Ld Advocate for the accused is found absent on repeated calls.

One of the relatives of the accused is present before court and when the case called for hearing, she went out of the court room to call advocate for the accused but Ld Advocate for the accused did not appear. It is now 1.30 PM. Case will be again taken up at 2 PM.

Addl Sessions Judge,
2nd Court, Howrah.

Later at 2 P.M.

Ld Advocate for the accused is found present.

Prosecution files receipt copy showing supply of documents to the accused in compliance of order of Hon'ble Court.

Case is taken up for evidence.

PW-1 Subhasis Banerjee is further examined in chief in full. Documents such as signatures of the witness on statement u/s 164 CrPC are marked as Ext.P-1/1-PW1 & Ext.P-1/2-PW1.

One copy of statement u/s 164 CrPC of Subhasis Banerjee is supplied to the Ld Advocate for the defence by P P in charge on direction of this court though the list filed by prosecution also contains said document among the lists of documents supplied to the accused.

At this stage, Ld Advocate for the accused person filed a petition u/s 231 of CrPC/ u/s 254 of BNSS praying for an order to defer the cross examination of PW1 till the examination in chief of CSW-1, 3, 7, 8, 9, 10 & 11 on the ground stated therein. Copy is served and objection raised.

In view of filing of such petition, the cross examination of PW1 Subhasis Banerjee could not begin till the hearing of petition u/s 231 of CrPC.

Copy of statement of PW-1 made before this court on 10.06.24 and 03.07.24 is supplied to Ld Defence Counsel under proper receipt.

Fix 06.07.2024 for hearing of the petition u/s 231 of CrPC and production.

Addl Sessions Judge,
2nd Court, Howrah.

