

Order No. 70, dated 09.02.2023

This day is fixed for production and evidence of the victim girl.

Accused Hamid Ali Khan @ Bapi is produced from J/C.

Ld. Special P.P in-charge is present and files hazira of the victim girl.

Ld. Advocate appearing for the accused person is present.

The case record is taken up for recording evidence of victim girl in camera.

The victim girl appears to be a minor girl and therefore her intellectual capacity to understand the questions and give rational answers thereto were tested before recording her evidence and after being satisfied this court proceeded to record her statement.

Victim girl is examined in full by the prosecution and cross examined in part as P.W.1 and discharged.

The signature of P.W.1 on the written complaint has been marked as Exbt. 1/1, the signature of the witness on the medical examination report has been marked as Exbt. 2/1, the signatures of P.W.1 on her recorded statement u/s 164 Cr.P.C have been marked as Exbt. – 3/1 and 3/2, 164 CR.P.C. statement of the victim girl has been marked as Exbt. 3, signature of P.W.1 on the determination of age test report has been marked as Exbt. 4/1 respectively, signature of P.W.1 on the form giving content of blood DNA examination has been marked as Exbt. 5/1 and the signature of P.W.1 on the aborted ale fetus form has been marked as Exbt. 6/1.

At this stage Ld. Advocate for the accused files a petition praying for time for cross examination of P.W.1.

Perused the petition.

Heard. Considered.

Prayer is allowed.

Ld. Advocate for the accused files another petition praying for challenging the DNA test report and also praying for arranging the fresh DNA test.

Copy served.

The petition be kept with the record.

Particulars and address of the witness/P.W. 1 is kept with the record in a separate sealed envelope to maintain privacy.

To 18.03.2023 for production and cross examination of P.W.1.

Dictated & Corrected

~~Additional Sessions Judge~~
1st Court, Uluberia, Howrah

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