

Sessions Case No.49 of 2025

Order No.21,
dt. 28.07.2026

Accused Sarajit Chakraborty @ Chutki onh bail is present.
Other accused on bail are absent by petition misquoting section 317 of erstwhile code of criminal procedure which is in *pari materia* u/s 355 of the BNSS.

A hazira from Mr AN Roy, PP is found on record though none appears on behalf of prosecution.

The case is fixed for evidence.

It appears from record that four witnesses for the prosecution have been examined in full.

Since 01.06.2026 several session calendars were formed but prosecution did not turn up and no witness has been examined till date in this case.

The approach of the prosecution seems lackadaisical.

This day is no exception and no witness is present today.

Prolonged absence of prosecution causes serious inroads in the criminal justice system. It results in undermining public faith in the justice delivery system.

A copy of this order may be sent to the District Magistrate, Alipurduar for favour of information and necessary action.

In the above circumstances, I am constrained to adjourn the case to 21.09.2026.

Fix 21.09.2026 for evidence of CSW No. 3 and 4

Fix 22.09.2026 for evidence of CSW No. 5 and 8

Fix 23.09.2026 for evidence of CSW No. 9 and 10

Fix 24.09.2026 for evidence of CSW No. 11 and 12

Fix 25.09.2026 for evidence of CSW No. 13 and 14.

The inspector in-charge Alipurduar PS is directed to ensure attendance of the above witnesses positively on the above dates in Alipuraur PS case No. 420/24 dt. 14.10.2024 u/s 103/238/3(5) of BNS.

A copy of this order be sent to inspector in-charge Alipurduar PS forthwith.
To-date.

Accused as before.

Dictated and corrected by me:

Sd/-
Addl. Sessions Judge,
2nd Court, Alipurduar,

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2nd Court, Alipurduar,