

S.Sl. No. 355/2018

Present:- Shri Sanjeev Kumar Sharma
ADJ 3rd Court, Berhampore
Murshidabad.

Order No.1

Dt. 27.06.2025

Accused persons, namely, Tonik Mondal and Sahinur @ Sahin Biswas on CB are present with their Ld. Advocate.

Ld. PP in charge is present with case diary.

The record is taken up for consideration of charge.

Ld. PP in charge opens the case of the prosecution by describing the charge against the accused person.

Heard the Ld. Advocate of the accused persons.

Perused the CS and the documents forwarded therewith and also the CD.

Considering the facts and circumstances of the case and the materials available on the record, prima -facie it transpires that while the civic volunteer - Sudipta Singha Roy was going to village to perform duty as directed by the P.S, the accused persons in furtherance of their common intention caused hurt to him by means of hansua and iron rod and in this circumstances, had the death of Sudipta Singha Roy be caused by the act of the accused, they would have been guilty of murder. Thus, prima facie the case u/s 332/307 IPC read with section 34 IPC is made out against the accused persons.

The charge against the accused persons is framed accordingly which is read over and explained to them in Bengali. The accused persons plead not guilty to the charge and claim to be tried.

To 24.11.2025 for examination of CSW1.

Prosecution is to take steps for summoning the CSW1.

CD be returned.

Dictated & corrected by me,

ASJ, 3rd Court, Msd

Addl Sessions Judge, 3rd Court,
Berhampore.
(J.O code WB-00706)

West Bengal Form No.3862
H. C. Criminal Form No.(M) 6

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CHARGE WITH TWO HEADS

[No. XXVIII (II), SCHEDULE V, ACT V, 1898]

(Sections 221, 222, 223 Code of Criminal Procedure)

I, Sri Sanjeev Kumar Sharma, Additional Sessions Judge, 3rd Court, Murshidabad hereby charge you as follows : -

1. Tonik Mondal and 2.Sahinur @ Sahin Biswas

Firstly – that You on 02.07.2014 in between 2.30pm to 2.45 pm at Sudhir Sahar More under PS Jalangi, in furtherance of your common intention, caused hurt to the complainant- Sudipta Singha Roy, a public servant by means of hansua, and iron rod to prevent him from discharging his duty and you thereby committed an offence punishable under **Section 332 IPC read with section 34 IPC** within the cognizance of this Court.

Secondly, that on the same date, time and place you ,in furtherance of your common intention, caused hurt to Sudipta Singha Roy by means of by means of hansua, and iron rod on his body and had the death of complainant occurred by your such act, you would have been guilty of murder and you thereby committed an offence punishable under **Section 307 IPC read with section 34 IPC** within the cognizance of this Court.

I do hereby direct that you be tried on the same charge by this Court.

The contents of the charge **under Section 332/307 IPC read with Section 34 of the IPC** are read over and explained to the accused persons in Bengali language to which each of them pleads not guilty and claims to be tried by saying ‘ami nirdosh’.

Dated 27th day of June,2025

D/C by me

Additional Sessions Judge,
3rd Court, Berhampore.

Additional Sessions Judge,
3rd Court, Berhampore.

