

SSI 574/14

**Order no. 24 , dt. 08.03.18.**

Out of five accused persons on C.B. four accused persons are present by filing hazira and accused Rentu Biswas is absent and represented u/s 317 Cr.P.C.

Ld. PP in charge and ld. defence counsel both are present. The record is taken up for hearing of the petition dt. 14.2.17. Ld. Defence counsel submitted that the circumstance under which he has filed the petition has been changed and as such he left the matter before the Court.

Ld. Prosecution submitted that the defence filed this petition on the prayer for recall of PW 4 for cross examination. Perused the petition and it appears that the defence filed this petition on the prayer for recall of PW 4 for cross examination only on two points. The prosecution has already examined 10 witnesses and defence has fully cross examined those witnesses. The prayer of the defence only for cross examination cannot be allowed at this stage where as per submission of the ld. Defence counsel the circumstances has been changed. Accordingly the petition dt. 14.2.17 filed by the defence is rejected but without cost.

To **18.05.18** is fixed for evidence of C.S. witness nos. 11, 12 and 13.

All the accused persons are directed to be present on the next date.

Prosecution is directed to take necessary step for issuing summons upon the witnesses and also to issue message.

D/C by me,

Additional Sessions Judge,  
3rdCourt, Bmp, Msd.

Additional Sessions Judge,3rd.Court,  
Berhampore, Murshidabad.

