

G.R. No. 5776/2016

T.R. No. 252/2019

(CNR No. WBMD04-008595-2016)

Present: Syed Dilwar Hossain
(J.O. Code: WB00834),
Chief Judicial Magistrate, Murshidabad.

Order dated 04.06.2026

Record is put up today on the prayer of accused persons.

Out of seven (07) C.S. accused persons; six (06) C.S. accused persons, namely, 1. Algir Sk @ Fentu Sk, 2. Jahingir Sk, 3. Soriful Sk @ Mantu Sk, 4. Rohima Bibi, 5. Nurjahan Bibi and 6. Sajahan Sk on C.B. are present by filing hazira and also file a petition praying for framing of charge on the ground of compromise.

Ld. Advocate for the accused persons is present.

Ld. A.P.P. is also found present with C.D.

Defacto complainant is present with his Ld. Advocate.

One (01) C.S. accused person i.e. C.S. accused no. 6, namely, Maharam Sk has expired on 25.04.2026 and original Death Certificate along with a photocopy of the same is submitted by the Ld. Advocate for the accused.

Heard. Perused the original Death Certificate of accused Maharam Sk which is a public document filed by Ld. Advocate for the accused. So, there is no reason to disbelieve of the same. Considered.

Considering all, the instant case is filed forever against the C.S. accused no. 6, namely, Maharam Sk.

Let the original Death Certificate of Maharam Sk be handed over to the Ld. Advocate for the accused keeping a photocopy of the same with the case record.

Now, the case record is taken up for consideration of charge.

Heard the Ld. Advocate for the accused persons as well as the Ld. A.P.P. on the point of consideration of charge.

Having heard both sides and considering the materials of the prosecution as available with the case record and the C.D I am of the view that there are prima facie materials to frame charge u/s 498A/34 of the IPC against accused persons and, accordingly, the charge is framed in the instant case against them u/s 498A/34 of the IPC in a separate sheet containing the substance of the offence allegedly committed by them.

The contents of the charge are read over and explained in Bengali to the accused persons to which they pleaded not guilty and claimed to be tried by saying individually '*ami nirdosh*'.

To 17.06.2026 for evidence of the C.S.W. 1.

Issue summons accordingly. v

Prosecution to take steps.

Accused as before.

Dictated and corrected by me.

Sd/-

C.J.M., Msd.

Sd/-

Chief Judicial Magistrate, Murshidabad.