

Sessions Case No. 136/2010

Present :- Shri J.B.Biswas,
Addl. Sessions Judge,
F.T.C.Ist Court, Malda .

Order No.38

25.07.2012

Today is fixed for awaiting report of D.M, Malda, for appearance and further order .

Out of 20 accused persons, 19 accused persons are present by filing hazira by separate sheets . One accused namely Swapan Farida filed an application U/s 317 of Cr.P.C. on the ground stated therein .

P.P, Ashit Baran Chowdhury files hazira .

Ld. Special P.P, Mr. Tarit Ojha files an application praying for adjournment mainly on the ground of non-availability of case diary .

The petition of Special P.P. reveals that genuinity of the appointment letter should have been by this time clenched by the Public Prosecution and whether it is clenched or not is not known to him .Whatever may the case the appointment letter which has been deceived by him , the copy of the same has been produced before this Court and it is expected that the Ld. Regular Public Prosecutor is in the know of appointment letter as produced by him before the Court .

Mr. Ojha fairly submitted before me that there is no scope to file hazira by the Public Prosecutor, Malda, as Governor has been pleased to appoint him as a Special Public Prosecutor to conduct the case.

Be that as it may be, I, refrain myself to pass any proper order to that effect until and unless the report of D.M , Malda, in terms of the order no. 37, dated- 28.06.2012 is received .

Copy of the order be sent to D.M, Malda, with a direction to submit the report by the next date positively and without fail.

To 28.08.2012 for awaiting report from D.M., Malda and appearance.

Dict. By

Sd/- J.B. Biswas
**A.S.J. F.T.C. 1st,
Malda.**

Sd/- J.B. Biswas
**Addl. Sess. Judge,
F.T.C 1st Malda.**

Later

25.7.12

Learned P.P. files a petition along with xerox copy of appointment letter .

Let it be kept with the case record.

Dict. By

Sd/- J.B. Biswas
**A.S.J. F.T.C. 1st,
Malda.**

Sd/- J.B. Biswas
**Addl. Sess. Judge,
F.T.C 1st Malda.**