

Order No.1
dated 14.03.23

Today is fixed for appearance and production.

Out of six accused persons in this case, accused Suman Mondal, Sk Kamal Hossian alias Raja alias Birbal, Md Sarif alias Akash alias Bhupo, Sk Rajesh Ali are produced from D.D.C.C. Home and accused Samser Ali Molla and Mizanoor Rahaman, on Court Bai, are present by filing hazira.

Ld Special PP and Ld Defence Counsel for all the accused persons are present.

The instant case has been received on transfer from the Court of Ld Sessions Judge, North 24 Pgs, Barasat. Today Ld Defence Counsel has filed one application with prayer to issue direction upon the prosecution to supply copy of the statement of eleven witnesses under Section 161 of Cr.P.C and statement of six witnesses under Section 164 of Cr.P.C as well as Inquest Report and Sketch Map. Copy of the petition supplied to Sri Sudipta Basu, Ld Special PP who received with objection.

Having heard both sides and on perusal of the record, it appears that the instant case has been received on transfer after commitment before the Ld Sessions Court and the stage under Section 207 of Cr.P.C for supply of copy already passed. However, since the accused persons has a right of fair defence, in the interest of justice and considering the submission, the prosecution is directed to look into the prayer of the accused persons and if the documents as prayed are not supplied, the prosecution to supply the same within 7 days from today positively.

The case is adjourned fixing 06.04.23 for consideration on the point of Charge.

The Court was inclined to fix the date on an early date in the first week of April, however, Sri Dipak Kumar Dey, Ld Advocate for the accused persons prays to fix the date on 26.04.23 on the ground that his diary is congested. Accordingly, the case is fixed on **26.04.23** for appearance, production and consideration on the point of Charge.

Dict.& corrected by me,

3rd Addl. Sessions Judge.

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Barasat
[J.O Code No.WB01309]