

55/19.02.2016

Accd, Nipen Mondal is produced from J.C. Ld. A.P.P in charge is present with one witness. The Id A.P.P in charge has filed an application stating that the witness, Abhijit Biswas made a statement before the court of Judicial Magistrate, Bidhannagar U/S-164 of Cr.P.C. The copy of the statement has been supplied to the prosecution. At the time of examination of the aforesaid witness, it reveals from the record that no statement U/S-164 of Cr.P.C of the witness, Abhijit Biswas has been supplied to the record at the time of commitment to the Ld. Sessions Judge, North 24 Parganas, Barasat which is vital and important document and as such prosecution could not produce the said witness today and prayed for necessary direction upon the Ld. A.C.J.M., Bidhannagar to supply the said copy of statement of the witness, Abhijit Biswas in connection with Bidhannagar North P.S case no.144, dt. 22.6.2012 (G.R. 595/2012).

Perused the petition, case record and Hd. the submission of the Id A.P.P in charge. I have gone through the case record. It depicts that at the time of commitment of the case record to the Sessions Judge, Barasat, no statement U/S-164 of Cr.P.C of the witness, Abhijit Biswas has been supplied by the Court below in the case record and the said document is very much important for adjudication of this case and for want of the said documents, the prosecution is not in a position to proceed with the case and present case is being delayed. Therefore, considering the facts and circumstances, the Id A.C.J.M., Bidhannagar is hereby directed to send the 164 statement of witness, Abhijit Biswas in connection with Bidhannagar north P.S case no.144, dt 22.6.2012 in reference to the G.R. Case no.595/2012 within a fortnight after receipt of this order. Accd be remanded to J.C till 19.03.2016.

Let a copy of this order be sent to the Ld. A.C.J.M., Bidhannagar for information and necessary action.

Sd/-

D/C by me.

Additional Sessions Judge, 1st Court,

Office of the Additional Sessions Judge, 1st Court, Barasat, North 24 Parganas

Memo NO.

Dt:

Copy to : The Ld. A.C.J.M., Bidhannagar
for information and necessary action.

Additional Sessions Judge, 1st Court,
Barasat, North 24 Parganas