

Present : - Soma Chakrabarti (JOWB00803), ADJ, FTC – II, Bongaon.

**S.C. 43 of 2022**

**Order no. 14, Dated-07-02-2023**

Today is fixed for evidence of the Csws No. 2, appearance of the accused persons.

Out of five accused persons two accused persons on Court bail are present before this Court namely Nowchar Tarafder and Rokiya Tarafder but the other three accused persons were absent by petition u/s. 317 of Cr. P.C.

The Ld. P.P. in charge Sri Dulal Kr. Bardhan is also present and files hazira.

Two witnesses, namely Sri Sahidul Mondal, Smt Nasira Khatun have been examined by the Ld. Prosecution as PW 1 and PW 2 and the examination in chief of the witnesses have been completed. On the other hand the Ld. Defence Counsel has filed a petition u/s. 231 of Cr.P.C. with a prayer to defer the cross examination of the witnesses. In the petition u/s. 231 of Cr. P.C. the Ld. Defence Counsel has clearly stated that the cross examination of Sahidul Mondal, Nasira Khatun, Amir Hussain Mondal, Asgar Ali Mondal, Abdulla Mondal, Bablu Mondal will be deferred as per provision of Section 231 of Cr.P.C. for the interest of fair adjudication of this case otherwise the accused persons will be highly prejudiced and furthermore all the above stated witnesses will be cross examined at a time on the same date after completion of the examination in chief of all the above stated witnesses.

In view of above for the ends of Justice the prayer of the Ld. Defence Counsel is hereby allowed as well as the petition u/s. 231 of Cr.P.C. is hereby considered and allowed and the petition u/s. 317 of Cr.P.C. filed by the Ld. Defence Counsel is also considered and allowed.

it is to be mentioned here that the Ld. Prosecution has given his consent with the prayer of the Ld. Defence Counsel to postpone the present schedule of this case and to make the new schedule for evidence.

Thus two petitions filed by the Ld. Defence Counsel are disposed of.

Fix 17-04-2023 for further evidence of Csws no 6&7.

Fix 18-04-2023 for further evidence of Csws no 8&9.

Accused must be present on the date fixed.

Additional Sessions Judge,  
F.T.C.-II, Bongaon,  
North 24 Parganas.