

Sessions Trial 13(08)2022

S.C – 104 OF 2021

GR – 3605 of 2021

(CNR No. - WBNP06 – 002050 – 2021)

(State of West Bengal – Vs – Bablu Sardar & Johara Molla)

Gaighata P.S Case No. - 806 dt. 07.09.2021

U/s – 302/201/120B/34 of IPC

**Present : Sri P.C.Karmakar (WB00651) Additional Sessions Judge
Court – II , Bangaon, North 24 Parganas**

Order No – 03
Dt. 21.09.2022

Accused Bablu Sardar on Court Bail is present by filling hazira.

Accused Johara Molla is produced from J/C and remanded to J/C till next date fixed.

Ld. P.P in-charge is present on behalf of the State.

One police report is received from Gobardanga P.S regarding the attendance of the accused Bablu Sardar. Let the report be kept in record.

Witness Afijul Molla (Complainant) is present in court today but he is not examined today.

One adjournment petition filed by ld. defence counsel prays for shifting the present schedule of the case and for reschedule of trial on the ground stated therein. Copy served.

Heard both sides. Considered.

Petition is allowed. Present schedule of the case is shifted. A new schedule is fixed for the trial.

Fix **23.11.2022, 24.11.2022 and 25.11.2022** for evidence of P.W. and appearance/production of the accused persons.

Prosecution is directed to issue summons accordingly.

D/c

**Additional Sessions Judge, Court – II
Bangaon, North 24 Parganas**

Order No – 04
Dt. 23.11.2022

Accused Bablu Sardar on Court Bail is present by filling hazira.

Accused Johara Molla is produced from J/C and remanded to J/C till next date fixed.

Ld. P.P in-charge is present on behalf of the State.

Ld. Defence counsel files a petition U/s 231 of Cr.P.C; copy served.

Ld. Defence counsel submits that **C.S.W – 1, Afijul Molla (brother of deceased), C.S.W - 2, Monirul Mondal (Son-in-law of the deceased), C.S.W - 3, Arif Molla (son of the deceased), C.S.W - 4, Sahajalal Molla (son of the deceased) and C.S.W - 12 Amena Molla (daughter of the deceased)** are the near relatives of the deceased and they are residing together. As such to prevent the disclosure of the defence evidence, it is required to cross-examine the **C.S.W – 1, Afijul Molla (brother of deceased), C.S.W - 2, Monirul Mondal (Son-in-law of the deceased), C.S.W - 3, Arif Molla (son of the deceased), C.S.W - 4, Sahajalal Molla (son of the deceased) and C.S.W - 12 Amena Molla**

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(daughter of the deceased) after completion of their respective examination-in-chief.

Continue...

Order No – 04
Dt. 23.11.2022

Ld. P.P in-charge raises objection.

Heard both sides. Considered.

The petition U/s 231 of Cr.P.C is hereby allowed.

Witness Afijul Molla (Complainant) is present in court today and he is examined in full as P.W – 1 and the cross-examination is deferred on the prayer of the defence U/s 231 of Cr.P.C.

During examination of P.W – 1, Afijul Molla (Complainant), he proves **his signature on the written complaint as Exhibit – P1.**

He also proves **black colour ‘Karbonn’ mobile phone as Material Object – 1** and his **signature on the label pasted on the envelope containing black colour ‘Karbonn’ mobile phone as Material Object – 1/1.**

Fix **24.11.2022 and 25.11.2022** for evidence of P.W. and appearance/production of the accused persons.

D/c by me

S/d- Paresh Chandra Karmakar
A. S. J, Court – II
Bangaon, North 24 Parganas

S/d- Paresh Chandra Karmakar
Additional Sessions Judge,Court – II
Bangaon, North 24 Parganas

Order No – 05
Dt. 24.11.2022

Accused **Bablu Sardar** on Court Bail is present by filling hazira.

Accused **Johara Molla** is produced from J/C and remanded to J/C till next date fixed.

Ld. P.P in-charge is present on behalf of the State.

Witness Monirul Mondal is present in court today and he is examined in full as P.W – 2 and the cross-examination is deferred on the prayer of the defence U/s 231 of Cr.P.C.

During examination of P.W – 2, **Monirul Mondal**, he proves **his signature on the seizure list dated 07.09.2021 as Exhibit – P2 and his five signatures on his statement u/s 164 of Cr.P.C as Exhibit – P3, Exhibit – P3(1), Exhibit – P3(2), Exhibit – P3(3) and Exhibit – P3(4) respectively.**

He also proves his **signature on the label pasted on the envelope containing black colour ‘Karbonn’ mobile phone as Material Object – 1/2.**

Fix **25.11.2022** for evidence of P.W. and appearance/production of the accused persons.

D/c by me

S/d- Paresh Chandra Karmakar
A. S. J, Court – II
Bangaon, North 24 Parganas

S/d- Paresh Chandra Karmakar
Additional Sessions Judge,Court – II
Bangaon, North 24 Parganas