

IN THE COURT OF ADDITIONAL SESSIONS JUDGE
COURT – II, BONGAON, NORTH 24 – PARGANAS

Sessions Trial No. 02(02)2024

Sessions Case No 76 of 2023

(CNR No – WBNP06-000540 – 2023)

GR – 3543 of 2021

State of West Bengal

– Vs –

Akshyay Kumar Biswas

Ref :- Gaighata P.S Case No. 779 dt. - 29.08.2021

U/s – 376/323/354 of IPC

Present : **Sri Pradip Kumar Adhikary (JO Code - WB00916)**

**Order No – 02
Dt. 02.09.2024**

Sole accused persons namely **Akshyay Kumar Biswas** on Court Bail is present by filling hazira along with a fresh vokalatnama. Let it be kept in record.

Ld. P.P In-Charge **Sri Bimal Ranjan Sur Roy** is also present on behalf of the State.

Witnesses like Complainant and Nirmal Mondal are present in court today.

Ld. Defence counsel files a petition u/s 223 of Cr.P.C. Copy served. Let it be kept in record.

Complainant files a fresh vokalatnama along with a petition stating that the accused is threatening her. She also files photocopies of few G.D entries. Copy served.

On the other hand accused **Akshyay Kumar Biswas** also files a petition through his ld. Advcoate denying all the allegation against him and also prays for collecting the C.C Tv footage and tower location of his mobile phone to prove his presence at the alleged place and time of occurrence. Copy served.

Let both the petitions be sent to the Officer – in – Charge, Gaighata P.S for taking necessary action and submit a report on the next date fixed.

Present schedule is shifted.

Fix **25.09.2024** for hearing of the petition u/s 223 of Cr.P.C filed by the ld. Defence counsel and submission of report by the Officer – in – Charge, Gaighata P.S.

Accused persons are as on before.

Let a copy of this order along with original petitions filed by the complainant and the accused be sent to the Officer – in – Charge, Gaighata P.S for taking necessary action and submit a report.

D/c by me

**A. S. J, Court – II
Bangaon, North 24 Parganas**

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

**Order No – 03
Dt. 25.09.2024**

Sole accused persons namely **Akshyay Kumar Biswas** on Court Bail is present by filling hazira along with a fresh vokalatnama. Let it be kept in record.

Ld. P.P In-Charge **Sri Bimal Ranjan Sur Roy** is also present on behalf of the State.

Officer – in – Charge, Gaighata P.S submits report as per order dated 02.09.2024. Let it be kept in record.

Today is fixed for hearing of the petition u/s 223 of Cr.P.C filed by the ld. Defence counsel.

Petition u/s 223 of Cr.P.C is taken up for heaaring.

Heard both sides.

It appears that facts and circumstances of both the case i.e vide this case Gaighata P.S case no. 779 of 2021 and that case vide Bongaon PS case no. 893 of 2021 (SC 219 of 2013) are different. In this case charge-sheet was submitted under section 376/323/354 IPC against one accused person and charge has already been framed whereas in Bongaon PS case no. 893 of 2021 charge-sheet

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was submitted under sections 341/420/406/376/511/323/354/506/34 of IPC. In the above circumstances petition u/s 223 of Cr.P.C is considered and rejected.
Fix **08.09.2025, 09.09.2025 and 10.09.2025** for evidence of C.S.Ws.
Prosecution is directed to issue summons accordingly.
Accused person is directed to remain present in court on the next date fixed.

D/c by me
A. S. J, Court – II
Bangaon, North 24 Parganas
Additional Sessions Judge,Court – II
Bangaon, North 24 Parganas

Order No – 04
Dt. 08.09.2025

Sole accused persons namely **Akshyay Kumar Biswas** on Court Bail is present by filling hazira along with a fresh vokatnama. Let it be kept in record.
Ld. P.P In-Charge **Sri Bimal Ranjan Sur Roy** is also present on behalf of the State.
Witness Victim Lady is present in court today and she is examined in full as P.W – 1. She is cross examined in part. Cross-examination is deferred on the prayer of the Ld. Defence Counsel.
The deposition sheet of the witness be kept in the sealed envelope.
During examination the following documents are taken into evidence and are marked as exhibit as follows :-

Exhibit - P1	Her signature on the written complaint.
Exhibit – P2 collectively	Her four signatures on the statement u/s 164 of Cr.P.C
Exhibit - P3	Her signature on the medico-legal examination report.

D/c by me
A. S. J, Court – II
Bangaon, North 24 Parganas
Additional Sessions Judge,Court – II
Bangaon, North 24 Parganas

Present schedule is shifted on the prayer if the Ld. Defence Counsel.
Fix 16.01.2026 for further cross-examination of P.W – 1.
Accused person is directed to remain present on the next date fixed.