

**In the Court of the Additional District & Sessions Judge,
Fast Track Court – I,
Basirhat, Dist.- North 24 Parganas**

Present

Shri Pradip Kumar Adhikary, WBJS,
J O Code (UID No.) - WB916,
Additional District & Sessions Judge,
Fast Track Court – I,
Basirhat, Dist.- North 24 Parganas.

**ST No.- 09 (11) of 2022
(SC No.- 08 of 2022)
arising out of
Matia PS Case No.- 244 of 2019 dated 31/07/2019
punishable under sections 498A/376/34 of the Indian Penal Code, 1860.**

CNR No.- WBNP 1000 0062 2022

State

v.

Adud Molla and Monirul Molla

Order No.- 01
15/11/2022

Today is fixed for appearance of accused and consideration of charge.

Both (02) the accused on Court bail is present by filing hazira.

The Ld. PP-in-Charge Shri Prasant Jana is present by filing hazira.

It appears that the copies of police report, first information report recorded under section 154 CrPC, statement recorded under section 161 CrPC of all persons whom the prosecution proposes to examine as its witnesses and all other documents or relevant extract thereof forwarded by the police officer under section 173 of the CrPC were already furnished to the accused, free of cost, in accordance with the provisions of section 207 read with section 209 of the Cr.P.C.

The case record is taken up for framing of charge against the accused.

Considered the record of the case and the documents submitted therewith.

Heard both sides.

The PP-in-Charge opens his case by describing the charge brought against the accused and stating by what evidence he proposes to prove the guilt of the accused.

Heard the submissions of the accused on the record of the case and documents as filed by the prosecution.

The accused **have** neither produced any materials and documents nor explained grave suspicion against **them** emerging from the charge-sheet along with the accompanying materials and documents.

Upon such consideration and hearing the Court is of opinion that there is ground for presuming that the accused **have** committed offence which **are** exclusively triable by the

Court of Session and accordingly, charge punishable under sections **498A/376/34 of the Indian Penal Code, 1860** is framed in writing against the accused in a separate charge form which is kept with the record.

The said charge is then read over and explained to both the accused in Bengali and asked whether **they** pleaded guilty of the offence charged or claimed to be tried to which both the accused refused to plead guilty or did not plead guilty by saying “**Ami nirdoshi**” and claimed to be tried.

To 22/02/2023 for evidence of CSW No.- 01 & 06 in terms of section 231, Cr.P.C.

The accused **is** directed to remain present on the next date.

In compliance with the mandates of the Hon’ble Apex Court the Investigating Officer is directed to remain present during trial.

The Investigating Officer is also directed to keep the witnesses present in Court.

The prosecution is directed to issue process for compelling the attendance of the witnesses and / or the production of the document or thing, if any and to inform the Investigating Officer.

The Bench Clerk is directed to do the needful at once.

Typed by me

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