

***In the court of Judge (Special Court) POCSO Act at Basirhat, North 24 Parganas.  
Present : Smt. Leena Golder  
Judge (Special Court) POCSO Act  
Spl.(POCSO) Case No. 12 /2021***

73/ 11.09.2024

Accused Siddhi Mondal is produced from J.C and remanded to J.C till next date. Today is fixed for evidence of CSW 10.

Ld. Special P.P. is and Ld. advocate for the accused are present .

One petition is filed on behalf of the accused praying for recall of P.W 1 & P.W2 on the ground stated therein.

The petition is taken up for hearing.

Main contention of the advocate for the accused person is that the present Ld. advocate for the accused person appeared in this case on 19.12.2023 i.e. after cross examination of P.W 1 & 2 and so he did not get opportunity to cross examine P.W 1 & P.W 2 and there are some anomalies during cross examination of P.W 1 & P.W 2 and for that reason recalling of P.W 1 and P.W 2 for their re- cross examination is necessary.

Ld. Spl. P.P raises objection against the petition stating that there is no reason to allow this petition as cross- examination of P.W 1 and P.W 2 is already completed.

It is a case u/s 376AB IPC & sec. 6 of POCSO Act. The evidence of this case was started on 01.09.2022 and cross examination of P.W 1 and P.W 2 was held on 13.12.23 The part advocate for the accused person appeared for this accused on 19.12.2023 i.e immediately after completion of cross examination of P.W & P.W 2. Now the case is pending for evidence of P.W 10. In this case there is already an order of the Hon'ble Court on 01.02.2024 that this present case has to be disposed of within six months. Now at this stage of evidence the accused is praying for recall of P.W 1 and P.W 2. No exact ground is set forth by the accused as to why he is praying for recall of P.W 1 and P.W 2. It appears that this petition is filed only to drag the case. Therefore, petition stands rejected.

Record reveals that summon was issued on CSW 10 vide process no.4210 dt.28.08.24 but no S.R is received.

For non submission of SR issue fresh S.R on CSW 10.

To date (18.09.2024) .

dictated & corrected by me

Judge, POCSO (Spl) Court

Judge, POCSO (Spl) Court

Basirhat, North 24 Parganas

