

**Gr Case No. 69 of 2016**

**Order No. 03, dated: 26-11-2018**

*Today is fixed for examination of the accused persons u/s 251 of Cr.P.C.*

*The accused persons namely, Biren Mondal, Nilkamal Mondal, Namita Mondal, Shita Rani Mondal, Sanjib Hajara, Molina Mondal Hazra, Tapas Mondal, Debi Mondal and Lakshmi Mondal on court bail are present on dock by filing hazira.*

*Learned APP is present.*

*Now in presence of both the parties the record is taken up for examination of the accused persons.*

*Heard the submission of the ld. Advocate for the accused and the ld. APP for the State.*

*The substance of accusation was read over and explained to the accused persons in vernacular.*

*The court has perused the FIR, charge-sheet and the material on record.*

*Considered.*

*Having heard both sides and on perusal of the FIR and the material as available on record it appears that there is a prima-facie case against the accused persons. As such, the substance of accusation to the effect that “on 18-11-2015 at 12 noon over property related dispute all of you in furtherance with common intention and being armed with daw, iron rod etc. in your hands criminally trespassed the boundary of de facto complainant’s house and cut off the boundary fence of the house and pulled up some boundary pole , thereby caused damage of Rs. 5,000/-. On protest by de facto complainant namely, Ratan Mondal, you assaulted him by fists, blows and kicks. On appearance of his wife and daughter-in-law, you assaulted them also by fists, blows and kicks.” Thus, you have committed the offence under Sections 447/427/323/34 of IPC..”*

*The said substance of accusation was read over and explained to the accused persons to which **each of them** pleaded not guilty by saying “Ami Nirdoshi” and claimed to be tried.*

*Issue summons upon charge-sheet witness no. 1 and 2*

*Fix **04-12-2019** for evidence.*

*BC – II, is directed to comply at once.*

*Dictated & corrected*

*J.M. 1<sup>st</sup> Court  
Basirhat*