

G.R. 2230 of 2009

Order dated 12.02.2026

Today is fixed for evidence.

Both the accused persons are present by filing hajira.

Ld. APP is also present.

Return of CSW1 and CSW2 had returned stating that those persons had already died and received along with copy of death certificate and cremation certificate. Thus expunge those witnesses from the record.

CSW3, namely, Monika Biswas is present before the Court after receiving summon and examined and cross examined in full and discharges as PW1. Upon perusal of the record, it appears that the prosecution has produced one witness till date and all the important witness related to the case has been examined by this Court already.

In view of the long period of almost 17 years for which the instant case has been pending and after perusal of the deposition of witness and the fact that the defacto complainant and the victim had already died, this Court observes that no further opportunity should be given to the prosecution as the prosecution has unable to produce any cogent witness any further.

Ld. APP has also verbally submitted for closing down the evidence for prosecution.

Prayer is allowed and evidence for the prosecution is hereby closed.

Fix 06.03.2026 for examination of accused u/s 313 Cr.P.C.

Typed and printed by me:

Judicial Magistrate 2nd Court,
Barrackpore, North 24 Parganas

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Barrackpore, North 24 Parganas
JO Code- WB01493