

Present : Shri Soumen Sarkar,  
Additional District & Sessions Judge,  
3<sup>rd</sup> Court, Purulia.  
JO Code- WB00889.

**Sessions Case No. 407 of 2013**  
**Sessions Trial No. 16 of 2014**

**Order No. 69**  
**Dated 07-03-2024**

This day is fixed for further examination of PW9.

Out of total six(6) accused persons on court bail, five accused persons are present by filing haziras and rest one accused namely Gobinda Mahato is absent today by filing a petition under Section 317 Cr.P.C. on the ground stated therein.

Ld. P.P-in-charge is present and filed hazira.

Perused the petition under Section 317 Cr.P.C and heard both sides.

Considered and prayer under Section 317 Cr.P.C is allowed.

Ld. Advocate for the accused persons namely Jaising Mahato, Gopal Chandra Mahato and Chandi Charan Mahato has filed a petition praying for an adjournment on the ground that Ld. Senior Counsel could not turn up today due to illness.

Ld. P.P-in-charge is present and filed hazira of PW9 namely Smt. Arati Kuiry. He has also filed a petition praying for permission to adopt the previous examination-in-chief of the PW9 and to examine the PW9 further on account of further investigation of this case.

**Contd.....**

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The Prosecution is allowed to adopt the previous examination-in-chief of PW9 and to examine the PW9 further.

The prayer for adjournment is considered and rejected as the witness is an aged lady and the Ld. P.P-in-charge submitted that it will be not possible for her to come to the Court on another day.

Case record is taken up for further examination of the PW9.

The PW9 has been examined further by the Prosecution in part and the examination of the PW9 had to be deferred due to mental break down of the witness during her examination and she uncontrollably wept.

During further examination of the PW9 her statement recorded under Section 164 Cr.P.C on 24-12-2001 was marked as **Exhibit-3/2**.

Ld. P.P-in-charge submitted that the witness is a resident of Baghmundi and the next date for her further examination should not be fixed during the ensuing Morning Court Sessions as it will not be possible for the witness to reach Court in time.

Accordingly the case is adjourned today.

Fixing **24-06-2024**) for further examination of the PW9.

PW9 is directed to turn up on the next date positively.

Alamat of this case be produced on the next date.

Accused will remain on Court bail as before.

D/C by me

**Addl. District & Sessions Judge,  
3<sup>rd</sup> Court, Purulia.**

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