



CNR NO:-WBDD020061532023
GR- 124 of 2023 (Reg. 2035 of 2023)
Trial No. 711 of 2023

Order dated 11.10.2023

All the accused persons (03) on court bail are present by filing hazira.

Today is fixed for examination of the accused persons under section 313 Criminal Procedure Code 1973.

Learned Lawyer for the accused persons as well as the learned A.P.P are found to be present when the case is called on examination of the accused persons under Section 313 Criminal Procedure Code 1973.

The accused persons are examined under section 313 Criminal Procedure Code 1973 where they again claimed themselves as not guilty and not willing to adduce any witness on their behalf. The examinations recorded by this court are kept with the record.

Accordingly as per the version of the accused persons and on verbal prayer of the Ld. Advocate for the accused persons D.W. is hereby closed.

At this stage Ld. Advocate for the accused persons prays for hearing argument through VC because as per his version there are no incriminating materials against them.

Ld. A.P.P. raised no objection on the prayer of the Ld. Advocate for the accused persons.

Heard. Considering the fact that the accused persons have a right of speedy trial, the prayer is allowed for speedy disposal of this case.

Heard argument for both sides through VC.

Fix today at 04:00 P.M. for delivery of judgment through Video Conferencing.

Accused persons should remain present through VC with their Learned Advocate.

Typed by me;

C.J.M.

Order dated:11.10.2023, later.

It is now 04.00 p.m. As stipulated by the previous order it is now fixed for delivery of judgment. On call all the accused persons on court bail are found present through VC.

Ld lawyer for the accused persons and Ld. A.P.P. are also present through VC.

Judgment is ready in **04 pages** contained in **04 sheets**. Judgment is delivered in open court in presence of both sides through video linkage. The operative part of the Judgment is read out in open court in presence of both parties. The operative portion of the judgment runs in the following lines:-

Hence, it is,

ORDERED

That the accused persons namely **1. Babun Chowdhury, 2. Sujit Saha & 3. Laxmi Saha** are found not guilty of committing the offences punishable under section **498A/323/34 of the Indian Penal Code, 1860**, and they are hereby acquitted under section 248(1) of Cr.P.C.

The accused persons are present. They be discharged forthwith from their respective bail bonds and be set at liberty.

The case record be consigned to the DRR following the modalities of law.

The copy of order be sent to office of District Magistrate for his information and necessary with regard to the right of appeal of de-facto complainant/victim through DLSA.

The substance of the judgment is also explained to the accused persons in Bengali and the accused persons are set at liberty. The judgment so pronounced is kept with the record. The judgment is made available for the perusal of the ld lawyers for both side

Typed and corrected by me;

CJM
Dakshin Dinajpur
at Balurghat

(GAIRIK ROY)
Chief Judicial Magistrate,
Dakshin Dinajpur at Balurghat