

ST 4 (04) of 2024 (Reg.10 of 2024)
CNRWBSP07- 000314-2024
J.O Code No.-WB01088

Order dtd. 16/12/2024.

Today is fixed for evidence of CSW 1 and 2.

Accused person namely Anima Samaddar is absent by filing petition and represented under Section 317 of Cr.P.C.

Learned P.P in charge is present.

Learned Defence Counsel is also present.

S/R has been received in respect of CSW 1 and 2.

From the S/R it appears that summons has been duly served upon CSW 1 and CSW 2.

No witness has turned up.

It transpires from the scrutiny of the record that in the present case charge sheet being no. 19/08 dated 17.12.2008 has been submitted under Section 302 of IPC and charge has been framed by my predecessor in chair under Section 302 of IPC on 30.04.2024 which invites punishment of death or imprisonment for life. This Court has embargo to impose such punishment in view of Section 28 (3) of Cr.P.C and accordingly invoking of provision of Section 408 (2) of Cr.P.C and Section 409 (1) of Cr.P.C is required of.

Ergo, copy of the order along with request letter is required to be send to the Learned Additional District and Sessions Judge, 1st Court, Sealdah.

Office to do the needful.

To date (17.12.2024) for receipt of direction from Hon'ble Higher Forum.

D/C by me,

Sd/-

Assistant Sessions Judge,
S.C.C Sealdah

Sd/-

Assistant Sessions Judge,
S.C.C Sealdah