

Sessions Trial No.4(6)2017 (R-1612/17)
SC No.2(3)17

Order no.1 dated 30.06.2017

Accused Rabbul Sk.is present in person by hazira.

Ld. Advocate for the accused persons and Ld. P.P. in-charge are present.

Today is fixed for framing of charge and therefore record is taken up for hearing on the ground of framing of charge under section 228 of the Cr.P.C.

Heard submissions on behalf of the accused and the prosecution in this matter.

Ld P.P-in-charge opened the case of prosecution and submitted about the evidences have with them by which they intend to prove the guilt of the accused person for the offence punishable under sections 489B/489C of the Indian Penal Code and U/s 15(1)(a)(IIIa) & 16(b) of UAPA Act. Ld P.P in-charge drawn attention of this court to the copy of statements and seizure list. Ld. Advocate of the accused person on the other hand submitted that the accused person is falsely implicated in this case.

Perused and considered the record of this case and the documents submitted therewith from which it appears to this court that there is prima facie case and prosecution has sufficient ground to proceed against the accused for the offence punishable under sections 489B/489C of the Indian Penal Code and U/s 15(1)(a)(IIIa) & 16(b) of UAPA Act.

Therefore formal charge is framed against the accused persons named herein above for the offence punishable under sections 489B/489C of the Indian Penal Code and U/s 15(1)(a)(IIIa) & 16(b) of UAPA Act. Charge so framed is recorded in prescribed form and kept with this case record separately. Contents of the charge so framed are read over and explained to the accused in Bengali to which he individually pleaded “not guilty” by claiming himself as “Nirdosh” and claimed to be tried.

In consultation with and as per submissions of the Ld. P.P. in charge of this case and Ld Defense counsel, following schedule is framed for the trial of this case in respect to the accused persons charged.

Fixing 01.08.17, 02.08.17, 03.08.17, 04.08.17 & 05.08.17 for evidence of prosecution witness.

Issue summons accordingly upon the CS witnesses after the same duly filled in are filed by prosecution. Ld. P.P. In-charge to put-up summons at once for issue to the witnesses as per section 62 Cr.P.C. I.O must be present on all days of the trial and to ensure the presence of the witnesses according to schedule. Sureties must ensure presence of the accused on all days till further order. O/C of the concerned P.S must ensure the presence of the witnesses before this court in time and the alamat should be produced in court by the officer-in-charge of the concerned P.S and P.P in charge is to ask the O.C of the P.S accordingly.

Copy of the order be sent to the SRP, Sealdah for taking necessary action so that the case is not delayed for non-attendance of the witnesses.

D/C by me

Addl. Sessions Judge, 2nd Court,
Sealdah

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