

**In the Court of Additional District & Sessions Judge, 2nd Court,
Sealdah, South 24 Parganas.**

S.T. No. 01(03)2025

SC 45/2024

CIS Registration No.45 of 2024

**Present: Sri Abir Chatterjee, Additional Dist. & Sess. Judge.
JO-UID WB00833**

Order Number 1 dated 05.03.2025

Today is fixed for appearance of the accused persons, framing of charge and hearing of the petition dated 18.02.2025 filed on behalf of the accused for waiver of the conditions imposed by the court at the time of granting bail.

Accused persons namely Anirban Kundu, Kousik Kundu, Sudeshna Kundu and Suman Dutta are present by filing hazira.

Defacto complainant is also present in person.

Written objection filed against the application dated 18.02.2025 duly endorsed by the PP in Charge. Copy served upon the accused persons.

Ld. P.P.-in-Charge is present.

It was submitted that Hon'ble Court is dealing with the matter regarding cancellation of bail of the accused persons vide CRM (DB) No. 2370 of 2024 and that matter is scheduled to be taken up shortly. It was prayed that hearing of the application dated 18.02.2025 be adjourned today.

It was further prayed that a date for hearing in connection with return of stridhan items be scheduled.

Heard both sides including Ld. PP in Charge.

Fix **24.03.2025** for hearing of the application dated 18.02.2025 and also hearing of the petition for return of stridhan items filed by the defacto complainant.

Dict. & Corr. by me,

Judge.

*Addl. Dist. & Sess. Judge, 2nd Court,
Sealdah.*

Later:

Case record is taken up for consideration of charge.

It appears from the record that charge sheet was filed against the accused persons under section 498A/406/506/509/341/323/354C/354D/313/34 of IPC read with section 3 & 4 of D. P. Act read with Section 66/67A I. T. Act read with Section 5 of MTP Act 1971.

Perused the charge sheet, case diary and other materials on record.

Previously Ld. Additional District & Sessions Judge, 1st Court, Sealdah was pleased frame charges against the accused persons vide order dated 12.06.2024.

However, Hon'ble Court in CRR No. 2936 of 2024 + CRAN 1 of 2024 was pleased to set aside the order dated 12.06.2024 regarding framing of charges and

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was further pleased to direct framing of charges under section **354D/406** of IPC, Section **5 of MTP** Act, 1971, Section **3 & 4** of Dowry Prohibition Act in addition to section 506/509/341/323/354C/313/34 of IPC. It appears that charge was also framed earlier under section 498A and 354 of IPC but somehow it is not reflected in the solemn order but this court of the impression from perusal of the case diary that charge section 498A and 354 of IPC should be framed against the relatives of the victim lady.

Accordingly, the charge 498A/406/506/509/341/323/354/354C/354D/313/34 of IPC read with section 3 & 4 of D. P. Act read with Section 66/67A I. T. Act read with Section 5 of MTP Act 1971 is recorded in the prescribed format. The contents of the charge is read over and explained to the accused person in Bengali to which the accused persons separately pleaded 'not guilty' by saying "Ami Nirdosh" and claims to be tired.

Issue summons the prosecution witnesses. Ld. PP in Charge to take steps.
To **08.05.2025** for evidence.

Dict. & Corr. by me,

Judge.

Addl. Dist. & Sess. Judge, 2nd Court,
Sealdah.