

CIS No.74/2018 ST- 223(09)2018
CNR No.WBSP 15-000663-2018
J.O.Code- WB00859

Order No. 84

Dated: 22.05.2024

Today has been fixed for production of the three accused persons of this case who are in J/C and appointment of new Ld. P.P. in-charge of this case.

All the three accused persons of this case has been produced from J/C.

The Ld. Defence counsel is found present.

Sri Amit Kumar Das, Ld. Advocate has filed an order passed by the Administrative Officer, Office of the Legal Remembrancer, West Bengal. It appears that by the said order he has been appointed as the P.P. in-charge of this case in place of the earlier Ld. P.P. in-charge. Let the said appointment order be kept with the record.

The said newly appointed P.P. in-charge has filed an application praying for supplying him the copy of deposition of all the prosecution witnesses examined so far free of cost.

The said prayer of the newly appointed P.P. in-charge is considered and allowed.

At this stage the defacto complainant of this case namely Rebati Halder appeared in this case by appointing an advocate and filed a petition praying for stay of further proceeding of this case on the ground that she is not satisfied with the newly appointed P.P. in-charge of this case and she shall not get justice if he conducts this case on behalf of the prosecution. As such she has moved before the Legal Remembrancer, West Bengal and the District Public Prosecutor for removing Sri Amit Kumar Das as the P.P. in-charge of this case.

On perusal of the said petition it appears that the defacto complainant has given no reason behind her dislike for Sri Amit Kumar Das, the newly appointed P.P. in-charge of this case. There is also no cause shown as to why she is apprehending that she shall not get justice if he conducts this case on behalf of the prosecution.

As the defacto complainant is found present in person in the court, this court asked her whether she has seen or met with the newly appointed P.P. in-charge of this case. To such question the defacto complainant answered that neither she has seen him nor she knows her.

This court is quiet astonished by the conduct of the defacto complainant. It is quiet strange that a person who has not seen and spoke to a particular person can become apprehensive about the ability of the said other person.

This court finds the petition filed by the defacto complainant as frivolous and mis conceived. Thus, the same is rejected in limini.

Fix-28.06.2024 for production of the accused persons and further cross examination of P.W. 18.

The accused persons are remanded back to judicial custody till 28.06.2024.

D/C by me,

Sd/- A. Chattopadhyay

A.S.J. 2nd Court, Kakdwip
South 24 Parganas

Sd/- A. Chattopadhyay

A.S.J. 2nd Court, Kakdwip
South 24 Parganas