

CR 126/2024

14-10-2025

Today is fixed for hearing.

Complainant is present.

Proposed accused persons are absent. One adjournment petition is filed. The same is rejected.

Both set of Advocates are present.

Record is taken up for hearing regarding taking of cognizance.

Heard both sides.

The instant case was filed on 04-09-2024 by complainant against the proposed accused persons alleging trespass, mischief and physical assault. The complainant was examined u/s. 223 of BNSS on 07-10-2024. Then on 11-12-2024 the proposed accused persons appeared to contest the case.

As mandated by Section 223 of BNSS, the accused persons needs to be heard before taking cognizance.

Ld. Advocate for the accused persons claims that there is no materials to take cognizance and on the other hand Ld. Advocate for the complainant submits that there is enough materials. No written objection or any documents is filed by the proposed accused persons. The complainant on oath has corroborated the contentions made in his written complaint.

After considering the submission of both the Advocates and perusing the written complaint and statement of complainant recorded on oath, this court finds enough materials u/s. 329(3)/324(2)/115(2)/3(5) of BNS against the both the proposed accused persons. The complainant is able to make out a prima facie case against the proposed accused persons.

Cognizance is taken against both the accused persons.

Day adjourned.

To 12-12-2025 for Plea.

D/C by me.

ACJM, Kakdwip,

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