

Spl. NDPS 12 of 2008(129 of 2014)
CNR WBUD01-000712-2013
JO Code No.WB00883

Order No.22
20.01.2026

- 1) Today is fixed for evidence of CSW No.6.
- 2) Three accused persons namely, Jagat Sarkar, Smt. Kalpana Sarkar and Jayanti Mondal on bail are absent and represented them u/s 317 of Cr.PC by their Ld. Lawyers on record.
- 3) Ld. P.P in charge is present who has come up with two separate applications, one relates to a prayer pmeritting the prosecution to get expert report admitted into evidence in terms of Section 293 of Cr.PC. Another relates to the prayer for closure of the said evidence from the end of prosecution.
- 4) So far prayer for admitting the expert report into the evidence, Ld. Lawyer appearing for the accused persons does not raise any objection, rather admits the nature of the document, being public one and thus come within the purview of Section 293 of Cr.PC.
- 5) Accordingly, on hearing the Ld. Lawyers, this Court finds no ground to respond to the prayer of the prosecution in the negative.
- 6) Therefore, the expert report being No. SDCRL/AR/149 dated 12.02.2009 is admitted into evidence as marked as **Exbt.2** for the prosecution.
- 7) Now, this Court taies up the prayer for clousure of the stage of the evidence as made by the prosecution today.
- 8) Record says that it was the year of 2008 when the case was griggured off ie for than 18 years back.
- 9) It further appears that charge in this case was framed in the year 2012.
- 10) Even after enjoying more than a decade, prosecution could not exhaust the witness list of charge sheet by examining all the witnesses.
- 11) However, prosecution could examine five witnesses in this case and last witness being PW.5 was examined in the year 2019.
- 12) Record further reveals that despite making so many efforts, rest witnesses could not be examined by prosecution.
- 13) It needs no emphasis to expedite the trial of every criminal case is a crying need of our society of the present hour.
- 14) In the same breath, it is pertinent to mention that early disposal of a criminal case has become a fundamental right of the accused persons.
- 15) In view of the above facts and circumstances, particularly when the instant case has attained its age of majority, this Court finds ground to allow the prayer of closure of stage of evidence as made by the prosecution, today.
- 16) Accordingly, the stage of evidence for the prosecution stands closed.
- 17) Let the matter be fixed for examination of the accused persons u/s 313 of Cr.PC.
- 18) Fixing **02.02.2026** for appearance of the accused persons and examination of the accused persons under section 313 of Cr.PC.

D/C by me

Judge, Special Court,(NDPS Act),
1st Court, Raiganj, Uttar Dinajpur.

Judge, Special Court,(NDPS Act),
1st Court, Raiganj, Uttar Dinajpur.