

Sessions Case No.184 of 2009

Order No.48
03.01.2018

Today is fixed for cross-examination of PW-3. PW-3 is present in Court.

One petition is filed on behalf of the defence along with a copy of statement of PW-3 recorded by the Learned Magistrate on 23.01.2008 under Section 164 CrPC with a prayer for marking the said statement as an exhibit in this case. In this connection the learned advocate for the defence refers to Order No.28 dated 19.08.2014 of this Court wherefrom it appears that the original of the said statement under Section 164 CrPC is not traceable on record of this case. As such, the evidence of PW-3 cannot be recorded today as the said statement under Section 164 CrPC needs to be traced out first. Accordingly, the matter is adjourned today.

To date **04.01.2018** for appearance and evidence.

The statement under Section 164 CrPC be traced out in the meantime.

At my dictation

Judge

Judge, Special Court & Addl. Sessions Judge
1st Court, Raiganj, Uttar Dinajpur