

**Sessions case No. 89 of 2022**  
**Sessions trial No. 25 of 2023**  
**CNR WBUD01-001040/2022**

Present : Sri Partha Pratim Chakravorty(WB01277), Sessions Judge, Uttar Dinajpur at Raiganj

**Order No. 01 dated: 25.09.2023**

Today is fixed for consideration of charge and appearance of the accused persons.

Accused 1. Luthfar Ali @ Abdul Latif @ Luthfar Rahaman and 2. Najema Begam on Court bail are present by filing hazira.

Ld. Public Prosecutor is present.

Heard the learned Public Prosecutor and the learned Advocate for the accused persons.

Learned Public Prosecutor submits that a strong prima facie case u/s. 376 of the Indian Penal Code ("I.P.C for short") has been made out against the accused Luthfar Ali @ Abdul Latif @ Luthfar Rahaman and section 506/34 has been made out against accused Luthfar Ali @ Abdul Latif @ Luthfar Rahaman and Najema Begam. Learned Public Prosecutor further submits that materials collected during investigation of the case clearly suggest that accused Luthfar Ali @ Abdul Latif @ Luthfar Rahaman committed the offence punishable u/s. 376 of the IPC and accused Luthfar Ali @ Abdul Latif @ Luthfar Rahaman and Najema Begam have committed the offence punishable u/s 506/34 IPC. He further describes the charge and the evidence by which he proposes to prove the guilt of the accused persons.

Learned Advocate for the accused persons leaves the matter to the discretion of the Ld Court.

I have perused the FIR, Charge sheet, Seizure list, Statement of witnesses recorded U/s. 161 CrPC. and all other available materials.

Having considered the submission made by the learned Public Prosecutor and the Learned defence Advocate and having gone through the documents and papers as indicated above, I am of the opinion that there are sufficient material for framing charge u/s 376 of the IPC against accused Luthfar Ali @ Abdul Latif @ Luthfar Rahaman and u/s 506/34 IPC against accused Luthfar Ali @ Abdul Latif @ Luthfar Rahaman and Najema Begam.

Hence, Charge u/s 376 of IPC is framed against accused Luthfar Ali @ Abdul Latif @ Luthfar Rahaman and charge u/s 506/34 IPC are framed against accused Luthfar Ali @ Abdul Latif @ Luthfar Rahaman and Najema Begam.

The charges so framed are read over and explained to the accused persons to which they pleaded not guilty to the Charge and claims to be tried.

Fix 20.01.2024 for evidence of CSW 1.

Fix 22.01.2024 for evidence of CSW 2.

Fix 24.01.2024 for evidence of CSW 3.

Issue summons accordingly.

The I.O of this case is directed to remain present on the dates fixed for trial along with witnesses.

The prosecution is requested to take steps for effecting attendance of the witnesses as per schedule.

Accused persons must remain present on the dates fixed for evidence as above.

Let a copy of this order be sent to the O.C Kaliyaganj P.S for communicating the same to the investigating officer.

**Dictated & Corrected by me,**

**Sessions Judge,**  
Uttar Dinajpur at Raiganj

**Sessions Judge,**  
Uttar Dinajpur at Raiganj