

Sessions Case No. 66 of 2022
CNR No. WBUD01-001334-2022
J.O Code No. WB00891

Order No. 02
Dated 02/07/2022

Today is fixed for production and evidence of CSW-1 and 2.

The sole accused Sahajamal Hussain @ Mochan is physically produced from J/C.

Fresh Vakalatnama has been filed on behalf of the accused.

Ld. Advocate appearing on his behalf by filing a petition prays for acceptance of the Vakalatnama filed today.

The Vakalatnama filed on behalf of the accused is kept with the record.

Ld. PP-in-charge is present along with one witness namely Jamu Sarkar who is examined in-chief as PW-1.

The examination-in-chief of PW-1 is deferred on the prayer of the Ld. PP-in-charge.

At this stage, Ld. Advocate for the accused by filing a petition under Section 231(2) of Cr.P.C. submits that CSW-1, 2, 3 and 4 are the mother, daughter, sister and son of the deceased respectively and unless the defence is permitted to cross-examine them after completion of their examination-in-chief, the defence case will be prejudiced. He thus, makes a prayer for allowing the petition under Section 231(2) of cr.p.c.

The petition has been duly endorsed by the Ld. PP-in-charge.

Heard. Both sides, considering the fact that the aforesaid witnesses mentioned in the petition are the near relatives of the deceased. The prayer of the defence under Section 231(2) is considered and allowed so that the defence case is not prejudiced.

To date **(03.08.2022)** for production and further evidence of PW-1.

D/C by me

ADJ, FTC-II
Raiganj, Uttar Dinajpur

Addl. Sessions Judge
FTC-II, Raiganj.