

Sessions case No. 167 of 2023
Sessions trial No. 23 of 2023
CNR WBUD01-001468/2023

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

Order No. 01 dated: 16.09.2023

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

Ld Advocate for the accused persons namely Hussain Mubarak, Raihen Husen Ali, Kalam Hussain, and Alekha Khatun files a petition praying for confirmation of interim bail.

Considered. Prayer is allowed.

Interim bail on behalf of accused Hussain Mubarak, Raihen Husen Ali, Kalam Hussain, and Alekha Khatun is hereby confirmed.

Now, the record is taken up for consideration of charge.

All the 10(ten) accused persons on C/B 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. 341/323/325/307/506/34 of the Indian Penal Code (“I.P.C for short”) has been made out against the accused persons. Learned Public Prosecutor further submits that materials collected during investigation of the case clearly suggest that accused persons committed the offence punishable u/s. 341/323/325/307/506/34 of the 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 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 341/323/325/307/506/34 of the IPC against the accused persons.

Hence, Charge u/s 341/323/325/307/506/34 of IPC are framed against the accused persons.

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 18.01.2024 for evidence of CSW 1 & 2.

Fix 19.01.2024 for evidence of CSW 3 & 4.

Fix 20.01.2024 for evidence of CSW 5, & 6.

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