

45/18.07.2024

Today is fixed for evidence of CSW-16 & 18 & Production.
Accused Kusumatddin Ali @ Kusumatddin is produced from JC and he is taken into custody and remanded to JC.

Ld Advocate from LADC appeared on behalf of the accused.
Prosecution files hazira of one witness namely Chandan Roy (CSW-16) who is examined in chief, during examination in chief the witness was declared hostile by the Ld Prosecution by filing a petition, cross examined by the Ld Prosecution as well as Ld Defence Counsel and discharged as PW-19.

During examination in chief of PW-19, Signature of witness on the S/L dt 28.05.21 is marked as Exbt-P11/1.

Report received from I/C, Raiganj PS regarding absence of Ashok Kr Roy (CSW-18) due to leave.

Ld Prosecution verbally submitted regarding death of witness namely Nalini Biswas (CSW-17) of the case at the starting of this year. No such written information has yet been received to this end regarding death of the witness rather the summons was returned with endorsement 'refused' (dt 16.04.2024) and subsequently report regarding non-execution of B/W/A, issued against CSW-17 namely Nalini Biswas was received from I/C Raiganj PS on 09.05.2024 by mentioning the said witness 'absconding'.

In this scenario, the I/C Raiganj PS is directed to look into this matter personally and take all necessary endeavours to submit the execution report of the B/W/A, issued against Witness namely Nalini Biswas s/o Late Nityananda Biswas Vill-Maharajpur, PO-Subhashganj, PS-Raiganj, U/D on the next date fixed without fail by correctly stating the status of the witness.

Let a copy of the order be sent to I/C, Raiganj PS for information and compliance alongwith a copy of the non-execution report dt 09.05.2024.

Fix 21.08.2024 for evidence of CSW-20 & 21 & Production & report regarding witness namely Nalini Biswas (CSW-17).

Fix 22.08.2024 for evidence of CSW-22 & 23 & Production.

Issue summons accordingly. Prosecution is to take proper step.

D/C

