

49/25.09.24

Today is fixed for evidence of CSW.27 (IO) & production.

Accused Kusmatddin Ali @ Kusumaddin is produced from JC and he is taken into custody and remanded to JC.

Ld Defence Counsel from LADCS is ready by filing hajira.

Ld P.P in charge files hajira of one witness namely SI Shah Alam Martuja but prayed for time on the ground that evidence of CSW18 is pending due to his illness and though BWA had been issued against CSW20 & 22, those are not executed till date. Hd. Perused the materials on record. Considered.

It appears to me that the sole accd is in custody since long and the matter is at the verge of completion of evidence. So, the prayer for adjournment by prosecution is rejected as the evidence of rest witnesses will not at all affect the deposition of the IO who is present today for adducing evidence.

The CSW27 is examined in part as PW21 and the followings are marked exhibits during his evidence :

- 1) Ext-P-1/3: The endorsement of IC on the W/C
- 2) Ext-P-14: The formal FIR,
- 3) Ext-P-15: The rough sketch map of the PO
- 4) Ext-P-16: The index of the PO
- 5) Mat Ext-MO-VIII: The seized wearing apparels of the deceased (half T-shirt and under wear)
- 6) Mat Ext-MO-IX: The seized wearing apparels of the deceased (Full pant)

The evidence of PW21 is deferred as per the prayer of Ld Prosecution on the ground stated in his petition dt. 25.9.24.

Fix 22.11.24 for further evidence of PW. 21 and production .

Issue summons accordingly. Prosecution is to take proper step. Accused person will remain as before.

During evidence of PW21 it reveals that in the Ext. List (Mat) , 1 knife was marked as ‘ **MO-VIII**’ inadvertently, though at the time of evidence of PW18 namely Golikanta Barman that article was marked as Mat Ext-MO-VI. It also reveals that in the evidence of PW18 namely Golikanta Barman, last line of first page , due to typographical mistake , the said ext was wrongly mentioned as ‘**Ext. MO-VIII**’.

Hence, I am rectifying those mistakes vide this order . B.C to note accordingly.

Dictated by me

Judge

ADJ,FTC-I,Raiganj, U/D.

