

WBUD010033012019



Sessions Case No. 334/2019
Kaliyaganj P.S. Case No. 124/2019
State Of West Bengal Vs. Bhagirath Mahaldar & Ors

Order

9/18.07.2024

Today is fixed for cross examination of P.W.1 to P.W.6 as per section 231(2) of the Cr.P.C.

Out of 2 accused persons on bail one namely Ananda Singh is present and another one is absent but representing by filling a petition under section 355 BNSS.

Ld. PP-in-charge is present with 6 witnesses for their cross examination.

The witness warrants in the name of the witnesses Jibon Mahaladar and Jharna Mahaladar are received back from the I/C Raiganj P.S. on the strength of order of recall issued to him. Let it be kept in the record

At this stage Ld. Advocate for the accused persons files a petition with a prayer for time for cross examination on the ground that Ld. Sr Ld. Advocate is out of station.

The activity of the Amrito Sarkar, Ld. Advocate for the accused shows that initially he is ready to represent the accused by filling a petition but when the witnesses turned up, he filed the petition for adjournment. Such kind of act on the part of the Ld. Advocate is not permissible.

Still for the purpose of the fair trial of the case, this court finds proper to allow the petition for adjournment but with an order of cost of Rs.100/- each for each of the 6 witnesses.

The accused persons are directed to pay Rs. 100/- each to each of the 6 witnesses towards cost at once.

The witnesses are released without their examination.

Fix 05.09.2024 for cross examination of P.W.1 to P.W.6 as per section 231(2) of the Cr.P.C.

The accused persons are directed to file the document showing successful payment of aforesaid cost positively.

Prosecution to take necessary step to bring the said witnesses on the next date.

Accused as before.

Dictated and corrected

ASJ FTC-II, Raiganj
Uttar Dinajpur

(Manik Lal Jana) (WB01023)
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