

Sessions Case No.235 of 2023
CNR No. WBUD05-001939-2023

Present : Sri Amar Kishore Mahato (J.O.Code-WB 00922)
Addl. Sessions Judge,
2nd Court, Islampur, U/Dinajpur.

Order No.22; dated-30.08.2024

Today is fixed for evidence.

Accused Md. Sahil is produced from J/C.

Ld. Addl. P.P files hazira.

Two witnesses namely, Kurban Ali and Raj Agarwal are present. The witnesses are examined and duly cross-examined and discharged.

During evidence of Kurban Ali, his signatures on the seizure lists are marked as Ext.4/2 and Ext.5/2 and on the label is marked as Ext.7/2.

During evidence of Raj Agarwal, the certificate issued by the witness u/s. 65-B of Indian Evidence Act is marked as Ext.9 (with objection) and his signature on the certificate is marked as Ext.9/1.

The pendrive (SanDisk) is marked as MAT Ext.IV and the envelope is marked as MAT Ext.IV/I.

During the evidence of PW11, Raj Agarwal, a carbon copy of seizure list is produced before this Court and the witness identifies the carbon of his signature on the carbon copy of the seizure list. The seizure list is marked as 'X' for identification as the original document is not produced.

Ld. Public prosecutor also failed to give any explanation regarding the whereabouts of the original seizure list. Accordingly, the investigating officer S.I Narayan Pramanik is directed to appear before this Court on 31.08.2024 with an explanation whether the original seizure list has been forwarded to the Court of Ld. Magistrate or not.

Let a copy of this order be sent to the investigating officer through Ld. Addl. P.P for his information and necessary action.

To date (31.08.2024) for evidence.

Accused Md. Sahil be remanded to J.C and be produced on the dates fixed.

D/C by

Addl. Sessions Judge,

Additional Sessions Judge,
2nd Court, Islampur, Uttar Dinajpur.