

Sessions Trial Case No.-07(11)17(C.I.S.-154/17).

Present- Mr. Nayyar Azam Khan
Additional District and Sessions Judge, 1st Court,
Jhargram.

Order No.-15.

Date-01.12.2018. Today is fixed for evidence.

Out of two(02)accused persons, one is present by filing hazira.

Other accused namely Rabi Mandi ia absent by filin a petition U/S-317 Cr.P.C.

Ld. P.P.-in-Ch. and Ld. Defence Counsels are present.

Heard Ld. Defence Counsel regarding petition U/s-317 Cr.P.C.

Considered. Prayer is allowed.

No witness is present.

Regular P.O. has been transferred.

I am in-charge.

Ld. Lawyer for the accused persons submits that as this Ld. Court is currently vacant now, there is no chance of the evidence been taken up in this evidence schedule. He also prays that the said evidence schedule fixed by my predecessor be cancelled as the accused persons would otherwise have to take the trouble of appearing on all rest of the days fixed in this evidence schedule without any evidence been taken up in absence of the regular P.O. The Ld. lawyer for the State raises no objection and submits that as the summons have not been sent in absence of the regular P.O. of this Court, there is no likelihood of any evidence been taken up in this evidence schedule.

Heard both sides. Considered. It is evident that the summons for this evidence schedule have not been sent resulting in the fixing of this evidence schedule being a futile exercise. Hence, it is only appropriate that the current evidence schedule fixed vide order no. 14, dt. 19.05.18 commencing on this day and ending on 06.12.2018 is hereby cancelled.

The record need not be put up on the dates fixed for evidence as per earlier schedule.

To **15.03.2019** for appearance and further order.

Dict. & Cort. by me.

Sd/-

A.D.J.-in-charge, 2nd Court,
Jhargram,Paschim Medinipur.

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Jhargram,Paschim Medinipur