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27-11-2024
Ct. No.34
b.das

CRR No. 4894 of 2024

In the matter of : Ashok Kumar Bhuniya.

..... petitioner.

Mr. Sabyasachi Banerjee, Sr. Adv.

Ms. Afreen Parween

Ms. Aishi Chatterjee ...for the petitioner.

The petitioner has assailed the order passed by the learned Additional Chief Judicial Magistrate, Suri, Birbhum (In Charge) on 26th September, 2024 in Complaint Case No.561 of 2018 directing closure of defence evidence and examination of the accused under Section 313 of the Code of Criminal Procedure. It is needless to state that examination of the accused/petitioner under Section 313 of the Code of Criminal Procedure was held prior to examination of defence witness.

Upon consideration of the material on record this Court is of the view that the matter needs to be heard in the presence of the opposite party.

The petitioner is directed to serve copy of the application along with all annexure thereto upon the opposite party and file affidavit of service on the adjourned date.

Let the matter appear under the heading “Contested Application” on 24th January, 2025.

The order impugned dated 26th September, 2024 pending before the learned Additional Chief Judicial Magistrate, Suri, Birbhum (In Charge) passed in Complaint Case No.561 of 2018 be stayed till 31st January, 2025 or until further orders, whichever is earlier.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

(Suvra Ghosh, J.)