

In the matter of : Basana Das

....Petitioner

**Mr. Sanat Kumar Das
Mr. Sujan Chatterjee**

...For the Petitioner

**Mr. Bidyut Kumar Roy
Ms. Ayantika Roy**

...For the State

The instant application is filed under Section 401 read with Section 482 of the Code of Criminal Procedure, 1973 directed against an order No. 36 dated July 12, 2011 passed by the learned Additional District & Sessions Judge, Fast Track, 4th Court, Malda in Sessions Case No. 252 of 2009 whereby the Trial Court refused to allow the application filed by the present petitioner praying for DNA test.

Mr. Sanat Kumar Das, learned Counsel appearing for the petitioner submitted that he is no longer interested to pursue the matter as the trial has been finished resulting in conviction of the accused person.

Let server copy of the order produced in Court be kept with the record.

In view of the conviction of the trial, the instant application has become infructuous and accordingly dismissed on merit.

(Sugato Majumdar, J.)