

D/L78
01.03.2024
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C.R.R.711 of 2024

In Re: An application under Section 401 read with Section 482 of the
Code of Criminal Procedure, 1973;

Srikanta Roy
Versus
The State of West Bengal and another

Mr. Soumik Ganguli.
...for the petitioner.

Mr. Sudip Kumar.
...for the State.

Petitioner submits that the evidence of PW-11 who is a doctor was closed without any fault on behalf of the petitioner as the conducting learned advocate of the petitioner prayed for adjournment on the ground of his illness. The witness was a doctor who was posted at Calcutta and went to Bankura for being testified as a witness in connection with S.C. No.07 of 2022.

Having regard to the factum that for the ends of justice the doctor is required to be examined, I am inclined to grant an opportunity subject to payment of cost of Rs.10,000/- by the petitioner. Learned trial court would before the evidence of the investigating officer commence grant an opportunity to the petitioner on a single day to cross-examination PW-11.

The cost be deposited with District Legal Services Authority, Bankura and the receipt submitted before the trial court.

With the aforesaid observations, CRR 711 of 2024 is disposed of.

Pending connected application, if any, is consequently

disposed of.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Tirthankar Ghosh, J.)