Present: Utpal Prasad, AJS Sessions Judge Karimganj

29.04.2017

ORDER

The accused Emad Uddin is present with his learned counsel.

Heard learned Counsel for the aforesaid accused as well as learned Public Prosecutor on point of charge. Also perused the materials collected during investigation and submitted under section 173 of the Code of Criminal Procedure, 1973, on which the prosecution places reliance in support of its case.

In consideration of the above, this Court is of the view that if is the materials so collected are hypothetically taken to be proved, as they are, in accordance with rules of evidence, they would entail conviction of the accused Emad Uddin under sections 458/376 of the Indian Penal Code and under section 4 of the Protection of Children from Sexual Offences Act, 2012.

The charges, accordingly, have been framed against the aforesaid accused Emad Uddin under sections 458/376 of the Indian Penal Code and under section 4 of the Protection of Children from Sexual Offences Act, 2012. The charges have been read over and explained to him in Bengali language in presence of his learned Counsel to which he has pleaded not guilty and has claimed to stand trial.

As such, this court directs that the aforesaid accused be tried on the charges of having committed offences under sections 458/376 of the Indian Penal Code and under section 4 of the Protection of Children from Sexual Offences Act, 2012.

Prosecution shall take steps for summoning the witnesses with endorsement of the corresponding issue numbers in the margin of the order sheet.

List the case on 24.07.2017 and 25.07.2017 for evidence of the prosecution.

Sessions Judge Karimganj