Present: Utpal Prasad, AJS Sessions Judge Karimganj (M) at Karimganj

01.08.2018

ORDER

The accused Abdul Sahid is present with their 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 Abdul Sahid under sections 366/343/376 of the Indian Penal Code and under section 4 read with section 5(I) of the Protection of Children from Sexual Offences Act, 2012.

The charges, accordingly, have been framed against the aforesaid accused Abdul Sahid under sections 366/343/376 of the Indian Penal Code and under section 4 read with section 5(I) of the Protection of Children from Sexual Offences Act, 2012. The charges have been read over and explained to them in Bengali language in presence of their learned Counsel to which they have pleaded not guilty and have claimed to stand trial.

As such, this court directs that the aforesaid accused be tried on the charges of having committed offences under sections 366/343/376 of the Indian Penal Code and under section 4 read with section 5(I) 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 **29.04.2019**, **02.05.2019**, **04.05.2019**, **06.05.2019**, **07.05.2019** and **22.05.2019** for evidence of the prosecution. On each of the dates, 2 witnesses shall be summoned.

Learned public prosecutor has submitted that the victim is a vulnerable witness as defined in the guidelines issued by the Honourable Gauhati High Court. As such, send her detail to the District Legal Services Authority, Karimganj for doing the needful as per the said guideline

> Sessions Judge Karimganj (M) at Karimganj