

THE GAUHATI HIGH COURT AT GUWAHATI

(The High Court of Assam, Nagaland, Mizoram and Arunachal Pradesh)
(Main Written Examination of the Limited Departmental Competitive Examination, 2018 for promotion from Grade-II to Grade-I of Assam Judicial Service)

Date: 27.05.2018
Total Marks : 100

Time: 9.00 am to 12.00 pm
Duration: 3 Hours.

PAPER -III

CONSTITUTIONAL LAW (40 Marks)

[Answer any 4 (four)]

1. Article 226 of the Constitution permits issue of directions, orders or writs to any person or authority..... What is meant by the expression "authority".
What are the tests to determine an entity as an "authority", against which directions, orders or writs can be issued? 10 Marks
2. A High Court while exercising extraordinary jurisdiction under Article 226 of the Constitution do not generally interfere with findings of fact as it does not sit as a Court of appeal, particularly in matters relating to disciplinary proceedings against government servant and the penalty so imposed.
What are the circumstances in which High Court can interfere with the findings of fact in a disciplinary proceeding and the penalty imposed? 10 Marks
3. What is the Constitutional protection given to persons employed in civil capacities under the Union or the State against dismissal, removal or reduction in rank? Explain and illustrate. 10 Marks
4. Explain the extent of power and territorial jurisdiction of High Courts under Article 226 of the Constitution. What are the different writs that can be issued? 10 Marks
5. Write on the Constitutional provisions relating to the eligibility criteria, modes of appointment and the procedure for removal of a Chairman of a State Public Service Commission. 10 Marks
6. Write short notes on any two of the following: 2 x 5 = 10 Marks
 - (a) Public Interest Litigation
 - (b) Protection of life and personal liberty
 - (c) Equality before law
 - (d) Directive Principles of State Policy.

JURISPRUDENCE (20 Marks)

2 x 10 = 20 Marks

[Answer any 2 (two)]

1. Explain with illustrations the concepts of rights in *re propria* and rights in *re aliena*.
2. Explain the doctrines of *stare decisis*, *ratio decidendi* and *obiter dicta*.
3. What do you understand by the term ' Question of Law' and ' Question of Fact'? Also discuss the mixed questions of law and fact.
4. Define jurisprudence. Discuss its various kinds. Explain the scope of Analytical Jurisprudence.

JUDGMENT WRITING (40 Marks)

1. Write a judgment on the basis of materials available in the enclosed Paper Book.

PAPER BOOK

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SRI SUDESH NAYAK
-VS.-
THE STATE OF ASSAM

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Assam Schedule XLA (I) F.I.R.**FIRST INFORMATION REPORT**

(Under section 154 Cr.P.C.)

1. Dist: Golaghat P.S: Bokakhat Year: 2009 FIR No.: 09/09 Date 15.01.2009.
2. Act: IPC Sections: 302
3. (a) General Diary Reference : Entry No. _____ Time: _____
 (b) Occurrence of Offence: Day..... Date: 14.01.2009 Time: at night.
 (c) Information received date 15.01.2009 Time: 9 AM G.D. No..... at the Police Station :
 Bokakhat.
4. Type of Information: Written/Oral.
5. Place of Occurrence: (a) Direction and Distance from P.S. 1 No. Danga Line.
 (b) Address: Borsapori Bagan 10 K.M. East Manga -B. Beat No: _____
 (c) In case outside limit of this Police Station then the name of P.S.
 _____ District. _____
6. Complaint/Information:
 - (a) Name: Sri Suresh Nayak.
 - (b) Father's Name: Late Kalindra Naik.
 - (c) Date/Year of Birth: 45 years.
 - (d) Nationality: Indian.
 - (e) Passport No.: Nil Date of Issue _____ Place of Issue _____
 - (f) Occupation: Garden Labour.
 - (g) Address: _____
7. Details of known/suspected/unknown accused with full particulars:
 (1) Sri Suesh Naik, S/O- Late Kalindra Naik of 1 No. Danga Line Borsapori Bagan, P.S.
 Bokakhat.
8. Reasons for delay in reporting by the Complainant/Informant.
9. Particulars of properties stolen/involved (Attach separate sheet, if required)

10. Total value of property stolen/involved _____
11. Inquest Report/ U.D. Case No. if any _____
12. F.I.R. Contents (Attach separate sheet, if required).
 The written report of the complainant received at P.S. and treated as F.I.R. which is enclosed
 herewith.
13. Action taken: Since the above report reveals commission of offence(s) u/s as mentioned at item
 no. 2 registered the case and took up the investigation/directed the S.I., Bokakhat P.S. to
 investigate the case to take up the investigation/transferred to P.S. _____ on point
 jurisdiction F.I.R. read over to the Complainant/ Informant admitted to be correctly recorded and
 a copy given to the Complainant/Informant free of cost.

Sd/-

Signature/Thumb Impression of
the Complainant/Informant.

Sd/-

Signature of the Office-in-Charge
Police Station.

Ext. 4
SC 42/10
14.9.2010
Sd/- Illegible
Sessions Judge
Golaghat

Seen
Sd/- Illegible
CJM
Golaghat
16.1.09.

EJAHAR

To,
The Office-in-charge,
P.S. Bokakhat

Date: 15.1.09.

Sir,

Humble submission is that my younger brother Sri Sudesh Nayak quarreled with his wife whereupon he killed her by assaulting her and left the deadbody in a forest near his house. Learning about the incident in the following morning, I informed the office of that. The name of my sister-in-law is Seema Nayak, age 35 years. The incident took place last night i.e. on 14.1.09.

I, therefore, pray to you to investigate into the matter, take necessary action and oblige.

Yours faithfully
LTI of Sri Suresh Nayak
Son of: Lt. Kalindar Nayak
No. 1 Dange Line, Borsapori
P.S.- Bokakhat.

Ext. 4(1)
14.9.10
Sd/- Illegible
Sessions Judge
Golaghat.

Scribe-
Sd/- Sri Parameswar Rajput

Received and registered Bokakhat P.S. Case No. 09/09 U/S 302 I.P.C., dt. 15.01.09.

Ext. 4(2)
Sd/- Illegible
Sessions Judge
Golaghat
2.8.12.

Sd/- Robin Malakar
Office-in-Charge
Bokakhat P.S.
15.1.09.

Assam Schedule VIII Form No. 247
High Court Criminal Process No. 32

Sess. Case No. 42/2010

CHARGE WITH ONE HEAD

[No. XXVIII (I) schedule v. Act 1838]
 (Section 221, 222,223 Code of Criminal Procedure)

- | | |
|---|--|
| (1) Name and office of Magistrate etc. | (1) I, Smti. D. Borbora, B.Sc., LLB
Sessions Judge, Golaghat. |
| (2) Name of accused person | hereby charge you (2) Shri Sudesh Nayak as
Follows:-
That you on or about the 14.01.2009 at
night at No. 1 Danga Line of Borsapori T.E.
under Bokakhat P.S. |
| (3) State the offence | (3) You committed murder by causing the death
Of your wife Sima Nayak and hereby
committed on offence punishable under
Section 302 of the Indian Penal Code and
within (4) cognizance of the Court of
Sessions. |
| (4) My cognizance or the
cognizance of the court of session. | |
| (5) In case tried by Magistrate and by
said court | And I hereby direct that you be tried (5) by
the said court and said charge u/s 302 IPC
framed, read over and explained to the
accused, to which he pleaded not guilty and
claimed to be tried. |

Dated this 19th day of June 2010

Sd/-
Sessions Judge, Golaghat.

COMMITMENT ORDER

Date: 13.4.10.

Accused Sudesh Nayak appears on receiving summon. Copy is ready and furnished. Perused the record it appears that the case is U/S 302 IPC which is exclusively triable by the court of Sessions. So, the case is committed to the Court of Hon'ble Sessions Judge. The CR is to be sent to the court of Hon'ble Sessions Judge immediately and inform Ld. P.P. Seen petition No. 873/10 filed on behalf of accused praying to allow him to remain in previous bail. Prayer allowed. The accused is allowed to remain in previous bail till appearance before the Court of Hon'ble Sessions Judge.

Fixing 4/5/10 for appearance.

Sd/- Illegible.
SDJM(S)
Golaghat.

Copy received.

LTI of Sri Sudesh Nayak
Taken by -
Sd/- Illegible
13/4/10

Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83

Sess. Case No. 42/2010.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 1

Aged about 30 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, Smti. D. Borbora this 31st day of July, 2010.

My name is Sri Suresh Nayak

My father's name is Lt. Kalindra Nayak.

I am by caste Hindu

My house is at Mauza: Borsapori T.E.

Police Station:

District:

I reside at present in Mauza: _____, Police Station: Bokakhat, District-Golaghat where I am Tea Garden Labour.

On S/A,

Accused Sudesh Nayak is my younger brother. Deceased Seema Nayak was my sister-in-law (wife of younger brother). It has been more than a year since her death. Though the incident took place at night, I learnt about it only in the following morning. When Police came in the morning and called me, I went to my younger brother's house. I saw Seema lying death in a ditch. Her dead body was kept covered with cloth. Seema's dead body was lying in a ditch. Her dead body was kept covered with cloth. Seema's dead body was lying in a ditch beside the road, some 5/6 'Nal' (1 Nal = 12 feet) away from the house of the accused. I put my thumb impression in the ejahar at the P.O. itself. I do not know how Seema died. I know how to put my signature, but since I was sick that day, I put my thumb impression in the ejahar.

XX XX XX XX

Declined.

Sd/- Sri Suresh Nayak.

RO & AC
Sd/- Illegible
31.7.2010

Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83

Sess. Case No. 42/2010.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 2

Aged about 40 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, Smti. D. Borbora this 31st day of July, 2010.

My name is Sri Mangal Nayak

My father's name is Lt. Bistu Nayak

I am by caste Hindu

My house is at Mauza: Borsapori T.E.

Police Station:

District:

I reside at present in Mauza: _____, Police Station: Bokakhat, District-Golaghat where I am Garden Sardar (Borsapori T.E.)

On S/A,

The house of Sudesh Nayak is near that of mine. I also knew deceased Seema Nayak. It has been more than a year since the incident took place at night. But I learnt about the incident from the line chowkidar on the following morning and then I went to the P.O. I saw the dead body of Seema lying in a ditch near Seema's house. The dead body was lifted by Sweeper of the garden. The dead body was found without wearings. Police held inquest on the dead body at my house itself. Ext. 1(1) is my signature in E 1 is the inquest report. Upon finding a push-cart near the dead body, Policed seized the same. Ext. 2(1) is my signature in Ext. 2 – the seizure list. I do not know how Seema died. I did not see injury in the dead body.

XX XX XX XX

I do not know to whom the push-cart belonged and how it came to the P.O.

Sd/- Mangal Nayak.

RO & AC
 Sd/- Illegible
 31.7.10.

Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83

Sess. Case No. 42/2010.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 3

Aged about 55 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, Shri P.K. Roy, Sessions Judge, Golaghat, this 14th day of September, 2010.

My name is Dr. Mohan Saikia

My father's name is Sri Lohit Chandra Saikia

I am by caste My house is at Mauza:

Police Station: District:

I reside at present in Mauza: Golaghat Town, Police Station: Golaghat, District-Golaghat where I am Medical & Health Officer-I at K.K. Civil Hospital, Golaghat.

O.S.A.

That on 15.01.2009 I was serving as Medical & Health Officer –I at K.K. Civil Hospital, Golaghat. On that day, as per Police requisition, I conducted autopsy over the dead body of Sima Nayak, female, aged about 40 years in connection with Bokakhat P.S. Case No. 9/09 u/s 302 IPC, on being identified by Suresh Nayak, elder brother of Sudesh Nayak accompanied by Constable No. 133/Lokheswar Sargiary of Bokakhat P.S. and found the following:-

External appearance.

Dead body of a middle aged woman of average build. Rigor mortis present.

Injuries.

- 1) Injury with haemorrhage in the left eye.
- 2) Sharp cut injury of size 1.5 cm x 1 cm present over the left buttock.
- 3) Swelling over both wrist joints.
- 4) Scalp injured on left side.
- 5) Membrane injured, brain and spinal cord injured with intracranial haemorrhage.
- 6) Other organs were healthy.
- 7) Stomach contained food particulars.
- 8) Small intestine contained semi digested food particle.
- 9) Large intestine contained fecal matters.
- 10) The changes are ante mortem in nature.

OPINION:

Death occurred due to shock and haemorrhage resulting from the injuries sustained.

Ext. 3 is my post mortem report, wherein Ext. 3(1) is my signature.

XX XX XX XX

Ext. 3 is a xerox copy of the post mortem report. Ext. 3(1) is not my original signature. I have not mentioned regarding duration of injuries. I found one cut injury over the buttock and I did not mention the nature of object used in respect of other injuries.

RO & AC
 Sessions Judge, Golaghat.

Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83

Sess. Case No. 42/201.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 4

Aged about 58 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, Shri P.K. Roy, Sessions Judge, Golaghat, this 14th day of September, 2010.

My name is Sri Parameswar Rajput

My father's name is Late Sukdeu Singh Rajput

I am by caste My house is at Mauza:

I reside at present in Mauza: Kuruhabahi, Police Station: Bokakhat, District-Golaghat where I am Cultivator.

O.S.A.

I know the accused person. Wife of the accused, Sima Nayak, was also known to me. About 1 year ago, one day at about 9.30 am, I went near the house of the accused person seeing there gathering and after arrival there I saw that the wife of the accused Smti Sima Nayak was falling in a roadside canal. On the spot, as per request of Police I wrote an FIR marked as Ext. 4 wherein Ext. 4(1) is my signature as writer thereof. Suresh Nayak was the first informant of Ext. 4, who put his thumb impression thereon in my presence and I wrote his name thereon. Police inquested the dead body in my presence and prepared inquest report and took my signature thereon. Ext. 1 is the inquest report wherein Ext. 1(2) is my signature. Police seized one hand-barrow from the place of occurrence, which was lying abandoned, through seizure list marked as Ext. 2 wherein Ext. 2(2) is my signature.

XX XX XX XX

I cannot say as to how Sima Nayak died. I wrote the FIR as per version of Police.

RO & AC
Sd/-
Sessions Judge, Golaghat.

Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83

Sess. Case No. 42/2010.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 5

Aged about 55 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, Shri P.K, Roy, Sessions Judge, Golaghat this 20th day of July, 2010.

My name is Sri Sudarshan Deb Majhi

My father's name is Lt. Kalipada Deb Majhi

I am by caste Hindu

My house is at Mauza:

Police Station:

District:

I reside at present in Mauza: Borsapori, Police Station: Bokakhat, District-Golaghat where I am Tea Garden Line Chowkidar.

On S/A,

I know the accused who is present there. I knew deceased Seema Nayak; she was the wife of the accused. Around 6 a.m. one day, about one year back, at the time of 'Magh Bihu', I saw Seema Nayak's dead body lying near the road near the house of the accused. I informed the manager of our tea-garden of the incident. Before Seema Nayak's death, Seema Nayak had been staying in the same house along with the accused. When Police came, I went near the dead body. Police examined the dead body in my presence. Ext. 1(3) is my signature in Ext. 1- the inquest report.

I cannot say whether or not Seema Nayak was at the house of the accused on the day of the occurrence or on the day before the day of occurrence.

RO & AC

Sd/- Illegible
 20.11.2010

Sd/- Sri Sudarshan Deb Majhi.

Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83

Sess. Case No. 42/2010.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 6

Aged about 35 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, Shri P.K. Roy, Sessions Judge, Golaghat this 20th day of July, 2010.

My name is Sri Bijoy Kanti Dhar

My father's name is Lt. Banamali Dhar

I am by caste Hindu

My house is at Mauza:

Police Station:

District:

I reside at present in Mauza: Borsapori, Police Station: Bokakhat, District-Golaghat where I am businessman.

On S/A,

The accused, who is present here, is my neighbour. I knew deceased Seema Nayak; she was the wife of the accused. Seema Nayak died about 2 years back. I do not know how she died. One morning, at the time of occurrence, I saw Seema Nayak's dead body lying in a jungle near the house of the accused. I saw a push-cart near the dead body and police seized that push-cart in my presence. Ext. 2(3) is my signature in Ext. 2- the seizure list.

XX XX XX XX

(Cross declined)

Sd/- Sri Bijoy Kanti Dhar

RO & AC
Sd/- Illegible
20.11.2010

Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83

Sess. Case No. 42/2010.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 7

Aged about 60 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, Shri P.K. Roy, Sessions Judge, Golaghat this 10th day of July, 2011.

My name is Sri Puspa Nayak

My father's name is: W/O Lt. Bikandar Nayak

I am by caste Hindu

My house is at Mauza:

Police Station:

District:

I reside at present in Mauza: Borsapori, Police Station: Bokakhat, District-Golaghat where I am daily wage earner.

On S/A,

I know the accused who is present here. I knew deceased Seema Nayak who was the wife of the accused. She died 2 years back. Around 8 a.m., one morning, upon hearing hue and cry raised by people, I went towards the house of the accused and saw the dead body of Seema Nayak lying near the house of the accused. The dead body was lying in a ditch by the side of pucca road.

XX XX XX XX

The ditch where the dead body was lying was some 5/7 feet deep. The ditch was dry. I do not know how Seema died.

RTI of Smti Puspa Nayak
 by B. Saikia, 10.2.2011

RO & AC
 Sd/- Illegible
 10.02.2011
 Sessions Judge, Golaghat.

Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83

Sess. Case No. 42/2010.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 8

Aged about 29 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, Shri P.K. Roy, Sessions Judge, Golaghat this 10th day of July, 2011.

My name is Smt. Aparna Dhar

My father's name is: W/O Shri Bijoy Dhar

I am by caste Hindu

My house is at Mauza:

Police Station:

District:

I reside at present in Mauza: Kuruabahi Police Station: Bokakhat, District-Golaghat where I am housewife.

On S/A,

I know the accused present here. I knew accused person's wife- Seema Nayak. One morning, about 2 years back, at the time of 'Magh Bihu', upon hearing commotion, I went near the house of the accused and I saw that his wife Seema Nayak was lying dead in a low lying place near the house of the accused. When I reached there, I saw a lot of people assembled there. I heard that in the evening on the day before the day of occurrence, a quarrel had taken place between the accused and Seema.

XX XX XX XX

There is no household near the place where the dead body was lying. Some 2/3 families reside at a distance of about 30 cubits from that place. I found that some 500 persons had gathered at the P.O.

In the night before the day of occurrence, I was at the house of my maternal uncle. Bibek Dhar, whose house is about 1 1/2 kilometers away from our house. I cannot say it surely that a quarrel took place between the accused and his wife. The quarrel might have taken place between some other persons.

RO & AC
 Sd/- Illegible
 10.2.2011

Sd/- Aparna Dhar.

Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83

Sess. Case No. 42/2010.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 9

Aged about 65 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, Shri P.K. Roy, Sessions Judge, Golaghat this 10th day of July, 2011.

My name is Shri Pranesh Adhikari

My father's name is: Late Prahlad Adhikari

I am by caste Hindu

My house is at Mauza:

Police Station:

District:

I reside at present in Mauza: Kuruabahi Police Station: Bokakhat, District-Golaghat where I am Bi-cycle repairer.

On S/A,

I know the accused who is present here. But I did not know his wife namely deceased Seema Nayak. One day, in the morning, about 2 years back, while I was at home, the accused came to my house and asked me for my push-cart. I allowed him to take my push-cart. Taking the push-cart, the accused left my house. He told me that he would fetch firewood by the push-cart. Two days after that, I took my push-cart in my custody, from the Bokakhat P.S.

XX XX XX XX

The accused used to take my push-cart to fetch firewood earlier as well.

Sd/- Pranesh Adhikari

RO & AC
Sd/- Illegible
29.04.2011
Sessions Judge, Golaghat.

**Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83**

Sess. Case No. 42/2010.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 10

Aged about 53 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, T. Lohar, Sessions Judge, Golaghat this 4th day of May, 2012.

My name is S.I. Bitu Khanam

My father's name is: Late Mohammed Dudu

I am by caste Hindu

My house is at Mauza:

Police Station: Jorhat

District:

I reside at present in Mauza: Chinamara Police Station: Jorhat, District-Jorhat where I am Electricity Police Station O/C.

On S/A,

On 12.3.2009, I was on duty as 'Second Officer' at Bokakhat P.S. As, F. Ahmed, S.I., who was the investigating officer of Bokakhat P.S. Case No. 09/2009, was transferred, the officer-in-charge entrusted me with the charge of investigation of the said case on 12.3.2009. But as I was transferred on 27.8.2009, I handed over the case diary to the officer-in-charge.

I did not investigate into the case upon receipt of the case diary of this case. My succeeding I/O-Durlav Medhi has named me in the charge-sheet of this case (sic.)

I am not aware as to where S.I. F. Ahmed and S.I. Durlav Medhi are serving at present.

XX XX XX XX

Declined.

Sd/- Bitu Khanam

RO & AC
Sd/- Illegible
4.5.2012
Sessions Judge, Golaghat.

Assam Schedule VIII. Form No. 93
High Court Criminal Form No. (M) 83

Sess. Case No. 42/2010.

FORM FOR RECORDING DEPOSITION

THE DEPOSITION OF P.W. 11

Aged about 56 years taken in oath or solemn affirmation under provisions of Indian Oath Act X of 1878, before me, T. Lohar, Sessions Judge, Golaghat this 2nd day of August, 2012.

My name is Md. Foriruddin Ahmed

My father's name is: Md. Formuj Ali Ahmed

I am by caste Hindu

My house is at Mauza:

Police Station: Jorhat

District-

I reside at present in Mauza: _____ Police Station: _____, District-_____ where I am Lekhapani PS as Second Officer.

On S/A,

On 15-1-2009 while I was attached to Bokakhat P.S. as Second Officer, on that day on receipt of ejahar from Suresh Nayak, the then O/C Robin Malakar registered a case vide BKT PS Case No. 9/09 U/S 302 of IPC dtd. 15.1.2009. Ext. 4 is the ejahar upon which Ext. 4(1) is the signature (thumb impression) of the informant.

Myself has been endorsed to investigate. The O/C filed the printed FIR vide Ext. 5 & Ext. 5(1) & 5(2) is signature of Robin Malakar which I knew.

In course of investigation, I reached the P.O. along with Executive Magistrate. The place of occurrence was No. 1 Dange Line of Borsapori tea garden. Upon finding complainant Suresh Nayak in his house which is situated there, I interrogated him in connection with the dead body. Upon finding the dead body of the victim (the deceased) lying in a low lying place adjacent to the public road, we went there. Executive Magistrate examined the deadbody by turning it over and over again and prepared the inquest report. Ext. 1 is the inquest report. Ext. 1(3) is the signature of Executive Magistrate – Jitu Kumar Das (therein), which I am familiar with. The face of the deceased was found swollen. There was injury above the left eye. The waist and the buttocks were found swollen. The deadbody was found without wearings. It was covered with cloth.

There was a push cart at the P.O. Accused Sudesh Nayak tried to remove the deadbody from there by means of the said push-cart. When the neighbouring people raised hue and cry upon seeing the act, the accused fled from that place. Pranesh Adhikari was the owner of the said push cart; his statement was recorded U/S 161 Cr.P.C. I seized the push cart through Ext. 2 of the seizure list. Ext. 2(4) is my signature.

I drew the sketch map of the P.O. i.e. Ext. 6, at the P.O. itself. Ext. 6(1) is my signature.

I investigated into the case.

The dead body was sent to Golaghat hospital for post mortem examination. Ext. 7 is the Deadbody Challan and Ext. 7(1) is my signature.

On 17.01.2009, I arrested the accused and produced him before the court.

When the accused confessed his guilt before me, I made a prayer to the court for recording his confessional statement. Ext. 8 is the accused forwarding letter. Ext. 8(1) is my signature.

Upon completion of investigation, I handed over the case diary to the officer-in-charge on 23.2.2009, as I was transferred to Tinsukia.

On perusal of the C/D, it is seen that the succeeding investigating officer- Durlav Medhi collected the post mortem examination report and submitted the charge-sheet U/S 302 of I.P.C. against the accused. Ext. 9 is the charge-sheet; Ext. 9(1) is the signature of Durlav Medhi, which I am familiar with. I am familiar with the signature of the officer-in-charge Robin Malakar i.e. Ext. 9(2).

XX XX XX XX

Ext. 3 is the photocopy of the original.

I have not obtained permission from the Hon'ble court to exhibit Ext. 7 from C/D and I have exhibited Ext. 7 today only.

It is not a fact that the accused did not make any confession before me.

It is not a fact that as the inquest report does not bear my signature, I was not present when the inquest was held on the deadbody.

I am not acquainted with my succeeding investigating officer- Sri Durlav Medhi by name and face.

It is not a fact that I have falsely stated that Ext. 9(1) – the signature, that is in the charge-sheet of this case, is of the investigating officer- Durlav Medhi.

It is not a fact that I have falsely stated that when the accused tried to remove the deadbody by means of push-cart, the neighbouring people raised hue and cry and that then the accused fled away.

It is not a fact that the investigating office submitted the charge-sheet against the accused even though he did not find any incriminating material against the accused.

Sd/- Fazil Uddih Ahmed

RO & AC
Sd/- Illegible
2.8.2012

Assam Schedule VIII. Form No. 99
High Court Criminal Form No. (M) 85

Sess. Case No. 42/2010.

FORM FOR RECORDING EXAMINATION OF ACCUSED
(Section 364 of the Criminal Procedure Code)

The examination of Accused U/S 313 CrPC, aged about 42 years, taken before me T. Lohar, Sessions Judge, Golaghat on the 4th day of March 2013 in the Assamese language interpreted by me.

My name is Sri Sudesh Nayak
 My father's name is Lt. Kalindra Nayak
 I am by caste Tea Garden Community by occupation daily labour
 My house is at Mouza Bokakhat Police Station Bokakhat
 District Golaghat I reside at 1 No. Danga Line, Borsapori T.E.

Q. 1 : While adducing evidence PW-1 Suresh Nayak has stated that deceased Seema Nayak was his sister-in-law; that the incident took place at night; that when police called him in the following morning, he went to his younger brother's house and that the deadbody of Seema Nayak was lying in a ditch some 5/6 'Nal' = 12 feet) away from your house. Do you have anything to say?

Ans. : I have nothing to say.

Q. 2 : While adducing evidence P.W.-2- Mangal Nayak has stated that the incident took place one night, a year ago; that having learnt about the incident from Chowkidar in the following morning, he went to the P.O.; that the deadbody of Seema was lying in a ditch close to the house; that sweeper of the garden lifted the deadbody; that there was a push-cart just near the deadbody and that upon finding the push-cart, police seized the same. Do you have anything to say in this regard.

Ans: I have nothing to say in this regard. Deceased Seema Nayak was my wife. The push-cart is not mine.

Q. 3 : Dr. Mohan Saikia (PW-3) has deposed that on 15.1.2009, he conducted post-mortem examination on the deadbody of Seema Nayak at K.K. Civil Hospital, Golaghat in connection with this case; that during post-mortem examination he found injury on the left side of the head, cut injuries near the eye and on the left buttock and that the cause of Seema Nayak's death was the said injuries sustained by her. Do you have anything to say?

Ans. : I know nothing in this regard.

Q. 4 : While adducing evidence, PW-4 Parameswar Rajput has stated that at 9.30 a.m., one year back, when he saw a gathering at your house, he went there and saw that your wife Seema Nayak was lying in a ditch beside the road and that police held inquest on the dead body and seized the push-cart that was lying close by. What do you have to say in this regard?

Ans. : I have nothing to say.

Q. 5 : While adducing evidence, P.W. - 5 Surdarshan Deb Majhi has stated that before Seema Nayak's death, Seema Nayak had been staying in the same house along with you. What do you have to say in this regard?

Ans. : Yes, Seema Nayak was my wife and she stayed along with me.

Q. 6 : While adducing evidence, PW – 6 Bijoy Kanti Dhar has stated that Seema Nayak was your wife; that she died two years ago; that in the following morning, Seema Nayak's deadbody was found lying in a jungle near your house and that a push-cart was nearby. What do you have to say in this regard?

Ans. : I have nothing to say.

Q. 7 : While adducing evidence PW-7 Smti Pushpa Nayak has stated that upon hearing a commotion raised by people at about 8 a.m., two years back, she went to your house; that she saw that the deadbody was lying in a ditch near a Pucca road which was near your house and that it was the deadbody of your wife – Seema Nayak. What do you have to say in this regard?

Ans. : I have nothing to say.

Q. 8 : While adducing evidence, PW-8 Aparna Dhar has stated that upon hearing a commotion in one morning, at the time of 'Magh Bihu', two years back, she went near your house and saw that your wife Seema Nayak was lying dead in a low lying place near your house and that the witness heard a quarrel taking place between you and Seema Nayak in the evening on the day before the day of the incident. What do you have to say?

Ans. : I have nothing to say.

Q. 9 : While adducing evidence, PW-9 Pranesh Adhikari has stated that one morning, two years back, while he was at home, you come to his house and asked him for the push-cart; that he gave you the push-cart; that two days after that he took the push-cart in his custody from the Bokakhat P.S. and that police seized that push-cart from the place where the deadbody was lying. What do you have to say in this regard?

Ans. : I have nothing to say.

Q. 10: While adducing evidence, PW-11 Farizuddin Ahmed has stated that in the course of investigation of this case when he saw that the deadbody (of the deceased) had been left in a low lying place situated close to the public road, he went there; that there was injury on the dead body; that the dead body was without wearings and was covered with cloth and that a push-cart was nearby. What do you have to say in this regard?

Ans. : I have nothing to say.

Q. 11: PW-11 has further deposed that you tried to remove the push-cart from there; that when neighbouring people saw this act, they raised a commotion and you fled away; and that the owner of the push-cart (PW-9) Pranesh Adhikari. What do you have to say in this regard?

Ans. : I have nothing to say.

Q. 12: Do you have anything to say in connection with this case?

Ans. : Yes. Deceased Seema Nayak was my wife and we stayed together. I do not know how she died.

Q. 13: Will you adduce evidence for defence?

Ans. : No, I shall not.

L.T.I. of Sri Sudesh Nayak
Taken by
Sd/- Illegible, 4.3.13

The above examination was taken in my presence and hearing and contains a full and true account of the statement made by the accused.

Sd/- Illegible
4.3.2013

**Assam Schedule VIII. Form No. 99
High Court Criminal Form No. (M) 85**

Sess. Case No. 42/201.

**FORM FOR RECORDING EXAMINATION OF ACCUSED
(Section 364 of the Criminal Procedure Code)**

The examination of Hearing of the accused person U/S 235(2) of CrPC on sentence age about 42 years, taken before me T. Lohar, Sessions Judge, Golaghat on the 2nd day of April 2013 in the Assamese language interpreted by me.

My name is Sri Sudesh Nayak
My father's name is Lt. Kalindra Nayak
I am by caste _____ by occupation daily labour
My house is at Mouza _____ Police Station Bokakhat
District Golaghat I reside at 1 No. Danga Line, Borsapori T.E.

Q. 1 : Since the charges leveled against you in this case has been proved, you have been convicted for committing an offence punishable U/S 302 of I.P.C. There is provision for awarding death-sentence or imprisonment for life with fine under the said section of law. Do you have anything to say regarding the punishment?

Ans. : I am an aged person. I have my children. I was in jail before. May I be awarded with lesser punishment.

L.T.I. of Sri Sudesh Nayak
Taken by
Sd/- Illegible, 2.4.2013

The above examination was taken in my presence and hearing and contains a full and true account of the statement made by the accused.

Sd/- Illegible
2.4.2013

Ext. 1
31/7/10
Sd/- Illegible
Sessions Judge
Golaghat

INQUEST REPORT

- 1) State – Assam District- Golaghat P.S.- Bokakhat
FIR/A.D. No./ C.D. No. -09/09 Year-2009
- 2) Act Section: 302 IPC.
- 3) (a) Place & time where – Place: Borsapori Tea Estate No. 1 Danga Line.
deadbody found/traced - Date 15/1/09 time 8:00 AM
- (b) Was the body cold/warm when found- Cold.
- 4) Person who showed dead body/ : Name- Sri Suresh Nayak
traced the dead body. Age-45 years, Sex- Male Address- Borsapori Tea Estate,
Danga Line.
- 5) Person who identified the body : Name- Sri Suresh Nayak
Age-45 years, Sex- Male
Address- Borsapori Tea Estate, Danga Line.
- 6) Dead body : Sex M/F- Female
Approximate age- 36 years
Approximate date & time of death- 23 hrs. on
14.01.2009.
- 7) Position of dead body : Lying western side head and eastern side feet.
- 8) Name & Address (if know) : Seema Nayak
W/o- Sri Sudesh Nayak.
- 9) Description of dead body : Build-Moderate, Height-4'9", Complexion – Dark,
Identification Mark- Nil, Deformities- No,

Teeth-Complete, Hair- Dark thick long, Eyes-Closed,
Dress- Nil, Burn Mark- Nil, Lucesderma- Nil, Mole- Nil,
Scar- Nil, Tattoo- Nil, Other feather- Nil.

10) DESCRIPTION OF INJURIES FOUND ON DEAD BODY (IF ANY)

All most head, neck, right side belly of deceased.

- a) Head- No.
- b) Face- Yes.
- c) In case of hanging cases the ligature mark to be noted whether circular (Homicidal) or oblique (Suicidal)-
- d) Chest- No.

- e) Stomach – No.
 f) Limbs- Swollen of wrist.
- a) Right hand – No.
 b) Left hand- No.
 c) Right leg – No.
 d) Left leg – No.
 e) Private parts- No.
 f) Back- Swollening.
 g) Other information like wound's, bruises and marks of injuries/ bleeding (if any)- bleeding in left eye.
 h) Whether the limbs/body is still or loose- still.
11. (a)Whether request made to Medical Officer to preserve Finger Prints of the dead body (if unknown)- No.
 (b) Photograph/V.D.O. of the body both from near or long distance should be taken. I/O to proceed to the P.O. with all necessary tools- Taken.
- (c)Whether dead body sent Post-Mortem- Yes.
 (d)Dead body sent for Post Mortem to which Hospital/Place-Golaghat Civil Hospital.
 (e)Dead body sent for Post Mortem through whom name- Sri Lakheswar Swargiary, B.No. UBC/133, Posting- Bokakhat.
 (f) Viscera- (In case of dead due to suspected poisoning, the M.O. to be requested to preserved the Viscera).
- 12) Opinion of witnesses and Police about the about the cause of dead and weapons of Instrument used thereof (if any)- Death due to severe beating.
 13) More information/Suspicion (if any)- Murder by husband.
 14) Date & Time of Inquest Report – Date-15/1/2009
 Time- 11:45 AM
 15) Name & address of witnesses and signature:

Name of witnesses

1. Sri Suresh Nayak

2. Sri Mongal Nayak

3. Sri Sudarshan Maji

4. Sri Parameswar Rajput

Signature of witnesses

Ext. 1(3)
 Sd/- Illegible
 Sessions Judge, Golaghat
 2.8.2012.

Ext. 2
31.7.10
Sd/- Illegible
Sessions Judge
Golaghat

MR No. 02/09
Z/No. -01/09

SEIZURE LIST

Ref: BKT PS C/No.-09/09 U/S 302 IPC.

I, S.I of Bokakhat P.S. do hereby seize the following Thela from the P.O. in connection with above noted case and seizure is made in presence of undersigned witnesses.

Date & time of seizure: 15/1/09 at PM

Place of seizure: Barsapori Danga Line where the deceased woman lying near the garden line road.

Description of seized article:

One old push-cart.

Signature of witness:

1. Sd/- Mongol Nayak
S/o- Lt. Bistu Nayak
Vill- Barsapori TE
P.S.- Bokakhat
2. Sd/- Sri Bijoy Kanti Dhar 35 years
S/o- Lt. Banamali Dhar
Danga Line, Barsapori,
P.S.- Bokakhat
3. Sd/- Sri Parameswar Rajput, 52 years
S/o- Lt. Sukdeu Singh Rajput
Kuruwabahi Tiniali.

Ext. 3
14.9.10
Sd/- Illegible
Sessions Judge, Golaghat

Assam Schedule XLIII (Part I), Form No. 24

POST MORTEM REPORT

Ref: BKT PS C/No.-09/09 U/S 302 IPC.

Station : K.K. Hospoital
Day of : 15th January, 2009.
Name, Sex, age and caste : Seema Nayak, Female, About 40 years, Hindu.
Whence brought village and Thana: Vill- Borsapori Danga Line, P.S.- Bokakhat.

Name of constable by whom brought and names of relatives accompanying:

1. C/ 133 Lakheswar Swargiary.
2. Sri Suresh Nayak (Elder brother)

Date and hour of dispatch: 15.1.2009

Arrival at dead house: 15.1.2009.

Examination: 3 PM on 15.1.2009

Information furnished by Police: As per inquest report.

By whom identified before Medical Officer:

1. Suresh Nayak

N.B. Observe the state of all the organs and when no disease injury is found write "Healthy".

I. EXTERNAL APPEARANCE.

1. ***Condition of subject stout emaciated, decomposed etc:***
Dead body of a middle aged woman of average built, Rigor mortis present.
2. **Wounds- Position and character:**
 - (i) Injury with haemorrhage in the left eye.
 - (ii) Sharpt cut injury (1.5 cm x 1 cm) present over the left buttock.
 - (iii) Swelling of both wrist joints.

3. **Bruise Position size and nature:**
4. **Mark of ligature on neck dissection etc.:**

II. CRANIUM AND SPINAL CANAL

1. **Scalp, skull, vertebrae**
Injured on left side.
2. **Membrance**
Injured.
3. **Brain and spinal cord**
Injured with intracranial haemorrhage.

III. THORAX

1. Walls ribs and cartilages : Healthy.
2. Pleurae : Healthy.
3. Larynx and trachea : Healthy.
4. Right lung : Healthy.
5. Left lung : Healthy.
6. Pericardium : Healthy.
7. Heart : Healthy.
8. Vessels : Healthy.

IV. ABDOMEN

1. Walls : Healthy.
2. Peritonium : Healthy.
3. Mouth, pharynx : Healthy.
4. Stomach and its contents : Healthy.
5. Small intestine and its contents : Healthy.
6. Large intestine and its contents : Healthy.
7. Liver : Healthy.
8. Spleen : Healthy.
9. Kidneys : Healthy.
10. Bladder : Healthy.
11. Organs of generations external and internal : Healthy.

V. MUSCLES, BONES AND JOINTS

1. Injury : Present.
2. Disease or deformity : Nil.
3. Fracture : Nil.
4. Dislocation : Nil.

MORE DETAILED DESCRIPTION OF INJURY OR DISEASE

There is injury on the left eye with bleeding in the eye and brain. Cut injury present in the left buttock. The changes present are ante mortem in nature.

**OPINION OF ASSISTANT SURGEON AS TO CAUSE OF DEATH
SUB-ASSISTANT SURGEON**

The cause of death is due to shock and haemorrhage as a result of injuries sustained by the deceased.

Ext. 3 (1)
14/9/10
Sd/- Illegible
Sessions Judge
Golaghat

Sd/- Illegible
(Dr. M. Saikia)
Medical & Health Officer
K.K. Civil Hospital
Golaghat

The 15th day of January 2009

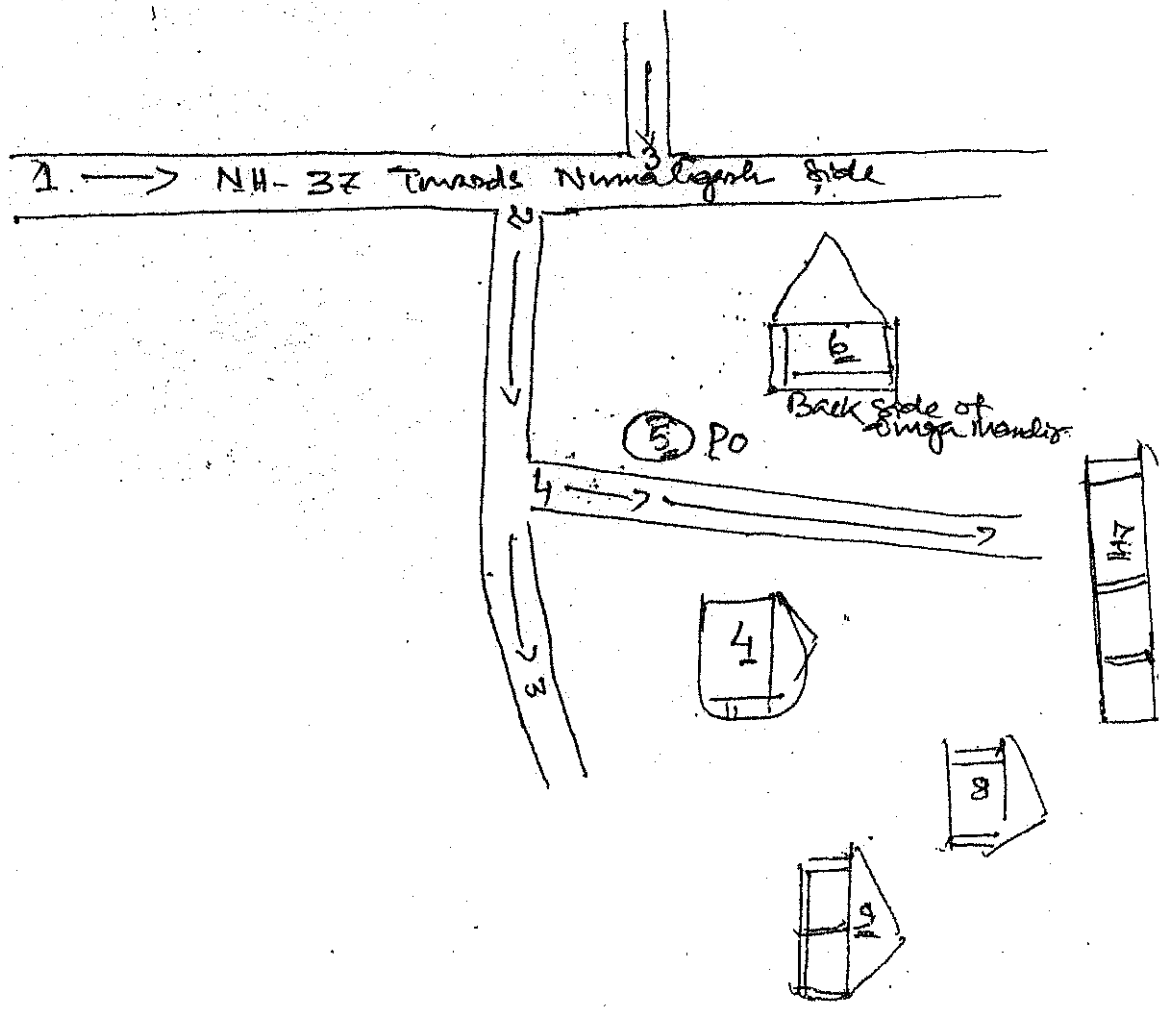
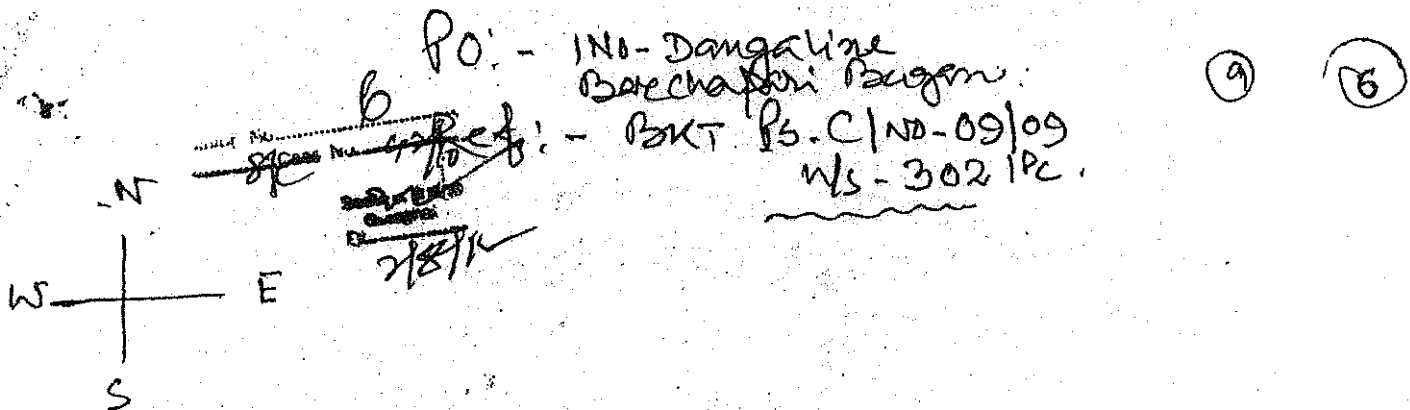
ASSISTANT SURGEON OF

SUB-ASSISTANT SURGEON

Ext. 6
SC 42/10
Sd/- Illegible
Sessions Judge
Golaghat
2/8/12

SKETCH MAP

PO: I No - Dangaline Barchapori Bagan. Ref: BKT PS C/No - 09/09 U/S 302 I.P.C.



Index:

- 1- Indicates NH-37.
- 2- Indicates the Kutcha road leading to Borchapori Garden.
- 3- Indicates Kuruwabahi 'Tiniali' (three way intersection).
- 4- Indicates the Kutcha road leading to No. 1 Danga Line, Borsapori Garden.
- 5- Indicates the P.O. i.e. the place where the deceased was lying.
- 6- Indicates the back side of Durga Mandir (Temple).
- 7- Indicates the quarters of the garden, belonging to witness Mangal Nayak.
- 8- Indicates the house of witness- Smti. Pushpa Nayak.
- 9- Indicates the quarters of witness- Smti. Bobi Sabar.

Drawn by

Ext. 6(1)
Sd/- Illegible
Sessions Judge, Golaghat
2.8.12

Sd/- Illegible
15.1.09.

Name and caste of deceased.	Sex	Residence	Where body was found	Date & hour of despatch and distance from place of post mortem.	Means of despatch	Name of identifying police officer and of the relations of the deceased accompanying the corps.	Marks on the body	Cause of death	Remarks noting what clothes and article were sent in with the body
SITIA NAYAK Hindu	Female	Barchapari Danga line Ps. Bakalher	Road side - of Barchapari Dangaline	15-1-09 at 1 Pm.	Carrying by Nyan Beating Regd No - As-05B- 6386	1) Sri-Suresh Nayak - (Elder Brother) 2) <u>UPR</u> Laxmeswar 133 Sangrampur	As per Inquest Report	due to severe beating	As per Inquest Report

AGP. [XIA (1)] F. 140 No. 92/06-07

521

2/1/09

2/1/09
S. P. S.
15/1/09

EXT. 8
SC 42/10
Sd/- Illegible
Sessions Judge
Golaghat
2.8.12

Confessional

ACCUSED FORWARDING REPORT

To,

The Chief Judicial Magistrate, Golaghat Court,
Through the PI Golaghat, Dated the 17th January, 2009.

Sub: Forwarding Report.

Ref: Bokakhat P.S. C/No. 09/09 U/S 302 IPC.

Sir,

I have the honour to forward herewith the following accused person who has been arrested in connection with above noted case with prayer to remand him in jail hajot for a period of 14 days and enable me to complete the investigation of the case.

Grounds of arrest:

The brief of the case is that the complainant lodged an ejahar stating that the arrested accused person killed his wife by severe beating in his house on the night of 14/1/09 and thrown his wife to the downside of the road in front of his house where his wife Lt. Sima Nayak found lying death.

During investigation sufficient evidence found against the arrested accused person to involved in this case. The arrested accused person also confessed his guilt and also willing to confess before your Hon'ble Court.

Therefore, I pray that the statement of accused person may kindly be recorded judicially as per Section 164 CrPC.

Under the above circumstances, the accused person has been arrested and forwarded to produce before your Hon'ble Court to keep him in jail hajot and not to release him on bail for the present stage of investigation.

The grounds of arrest already communicated to the arrested accused person by issuing arrest memo and also medically examined at BKT P.H.C.

Name and address of the accused:

Sri Sudesh Nayak- 37 years
S/o- Late Kalindra Nayak
Vill- 1 No. Danga Line, Barsapori Bagan, P.S.- Bokakhat

Ext. 8(1)
Sd/- Illegible
Sessions Judge, Golaghat
2.8.12

Yours faithfully
Sd/- Illegible
SI of Police, Bokakhat P.S.
17.1.09

EXT. 9
 SC 42/10
 Sd/- Illegible
 Sessions Judge,
 Golaghat
 2.8.12

Assam Schedule XL-A (Part-I), Form No. 148

CHARGE SHEET

District- Golaghat
 Police Station- Bokakhat

Charge Sheet No. -122/09
 In First Information No. -09/09

Date-5.12.09
 Date- 15.1.09

Name, address and occupation of complainant

Sri Suresh Nayak
 S/o- Lt. Kalindra Nayak
 of No. 1 Danga Line
 Borsapori Bagan, P.S.- Bokakhat

Names and addresses of accused persons not sent up for trial whether arrested or not arrested including absconders

Names and addresses of accused persons sent up for trial

In custody

Sri Sudesh Nayak
 S/o- Lt. Kalindra Nayak
 of No. 1 Danga Line Borsapori Bagan
 P.S.- Bokakhat.

On bail recognizance

Property (including weapon) found with particulars of whether, when and by whom found and whether forwarded to Magistrate

MR No. -02/09, Z No.-01/09

Name and address of witnesses and what point each is called to prove

- 1) Sri Suresh Nayak
 S/o- Lt. Kalindra Nayak
 of No. 1 Danga Line, Borsapori T.E., P.S.- Bokakhat.
- 2) Sri Mangal Nayak
 S/o- Lt. Bistu Nayak
 of No. 1 Danga Line, Borsapori T.E., P.S.- Bokakhat.

- 3) Sri Bijoy Kanti Dhar
S/o- Lt. Banamali Dhar
of No. 1 Danga Line, Borsapori T.E.,P.S.- Bokakhat.
- 4) Sri Pranesh Adhikari
S/o- Lt. Prahlad Adhikari
of Kuruabahi Tiniali, P.S.- Bokakhat.
- 5) Sri Parameswari Rajput
S/o- Lt. Sukdev Singh Rajput
of Kuruabahi Tiniali, P.S.- Bokakhat.
- 6) Sri Sudarsan Debmaji
S/o- Kalipada Debmaji
of Borsapori Bagan, P.S.-Bokakhat.
- 7) Smti Pushpa Nayak
D/o- Lt. Binanda Nayak
of No. 1 Danga Line,
Borsapori Bagan, P.S.-Bokakhat.
- 8) Smti Babby Sabar
W/o- Sri Sontesh Sabar
of No. 1 Danga Line, Borsapori, P.S.-Bokakhat.
- 9) Smti Aparna Dhar
W/o- Sri Bijoy Dhar
of Borsapori Bagan No. 1 Danga Line, P.S.-Bokakhat.
- 10) SI F. Ahmed of Bokakhat P.S.
- 11) Dr. M. Saikia of K.K. Civil Hospital, Golaghat.
- 12) SI Bitu Khanan of Bokakhat P.S.
- 13) SI Durlov Medhi of Bokakhat P.S.

Charge or information, Nature of offence and circumstances connected with it in concise detail, and under what section of the penal code charged.

The charge, in brief, is that in the night on 14.1.09, Sri Sudesh Nayak quarreled with his wife- Smti Seema Nayak whereupon he killed her by assaulting her and then he threw the dead body in a deep ditch close to a road near his house; that in the following morning, upon bringing a push-cart, when he tried to take the deadbody away, the chowkidar did not allow him to do so. Accordingly, the matter was investigated. In the course of investigation of this incident, it was found that accused Sri Sudesh Nayak, who has been found involved in this case, had killed his wife Seema Nayak by assaulting her and that thereafter he had left the dead body in a ditch close to a road near his house. Since the case was found well-established against the accused, I submitted the charge-sheet against the accused to the Hon'ble Court.

Be it mentioned here that in the course of investigation, the original copy of the post-mortem examination report of deceased Seema Nayak was not found in the K.K. Civil Hospital, Golaghat. The original copy was found to be missing. Since photostat copy of the same was issued as "Certified to be true copy", it has been enclosed with the charge sheet.

The witnesses mentioned in column No. 6 will substantiate the case.

Enclosed herewith are one sketch map of the P.O., one inquest report, one seizure list and a photostat copy of the post mortem examination report – Certified to be true copy.

Ext. 9(1)
SC 42/10
Sd/- Illegible
Sessions Judge, Golaghat
2.8.12.

Sd/- SI of Bokakhat P.S.
Date 5.12.2009.

Forwarded to the Ld. C.J.M., Golaghat, through P.I., Golaghat for trial No. 302 IPC against the arrested accused person.

One inquest report, one copy sketch map, one seizure list, one certified PM report is enclosed herewith.

Ext. 9(1)
SC 42/10
Sd/- Illegible, Sessions Judge, Golaghat

Sd/- Officer-in-charge,
Bokakhat P.S
13.12.09