**Application section 311 of CrPC, 1973 to lead further evidence by accused**

BEFORE THE METROPOLITAN MAGISTRATES / MAGISTRATES COURT AT \_\_\_\_\_\_\_

OR

HON’BLE SESSIONS COURT AT \_\_\_\_\_\_

C.C. No. ……….. of 20\_\_\_

ABC                                                                            Applicant

Versus

The State of Maharashtra

(through XYZ Police station)

APPLICATION U/S 311 OF CrPC, 1973, PRAYING FOR RECALL OF WITNESSES

MAY IT PLEASE YOUR HONOUR

The Applicant hereinbefore beg to state as under –

The Applicant is in possession of some new evidences to prove his innocence.

The said new evidence is indispensable for the just decision of the case.

In view of this, the Hon’ble Court, in the interest of justice, be pleased to recall the DW for further examination, and oblige.

FOR THIS ACT OF KINDNESS THE APPLICANT AS IN DUTY BOUND SHALL EVER PRAY FOR

Dated this \_\_\_\_\_ Day of \_\_\_\_\_\_\_, 20\_\_\_

ABC

Applicant

XYZ

Advocate for the

Applicant

Section 311: Power to summon material witness, or examine person present: Any Court may, at any stage of any inquiry, trial or other proceeding under this Code, summon any person as a witness, or examine any person in attendance, though not summoned as a witness, or recall and re-examine any person already examined; and the Court shall summon and examine or recall and re-examine any such person if his evidence appears to it to be essential to the just decision of the case.