

IN THE COURT OF THE JUDGE, 1ST SPECIAL COURT,
BIRBHUM

Present: Smt.Sudeshna De (Chatterjee) (WB00580)

Judge, 1st Special Court, Birbhum.

Special Case No.01 of 2021.

(CNR No. WBBB01-000976 -2021)

Order No. 34

20.12.2022.

Today is fixed for evidence.

Sole accused namely Safiul Alam is produced from J/C and remanded to J/C till date.

P.W.1 namely Sourav Pal is present whose cross-examination is resumed today. He is cross-examined in part as the cross-examination has been deferred on the prayer of Ld. Advocate appearing on behalf of the accused.

Fix **17.01.2023** and **19.01.2023** for further cross-examination of **P.W. 1.** P.W. is directed to remain present on the date so fixed.

Bail petition filed on behalf of the accused. It has been submitted that the accused is in custody since 03.03.2021 and he is the sole bread earner of the family having dependent like old ailing parents, wife and minor daughter aged about 7 years. It has been further submits that accused voluntarily surrendered before the Ld. Court below after rejection of his bail prayer u/s 438 Cr.P.C. Thereafter, he moved bail application before the Hon'ble High Court, Calcutta for twice u/s 439 Cr.P.C. but the bail applications were rejected by the Hon'ble Court vide CRM No. 4929 of 2021 on 16.02.2022 and CRM No. 1771 of 2022 on 16.06.2022. Now he is facing trial and evidence has already been collected by the Investigating Agencies. If he be released on bail, there is no chance of his abscondance or tampering evidence and accordingly prays for bail.

Ld. P.P. CBI vehemently opposes the prayer for bail.

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Perused the record along with evidence of P.W.-1 as adduced till date. Considering the nature and gravity of the offence and since his bail application had already been rejected by the Hon'ble High Court, Kolkata, I am of the opinion that at this stage, if the prayer of the accused be allowed it might be prejudicial to the prosecution.

Under such circumstances, prayer for bail is rejected.

Accused is remanded to J/C till date and are directed to be produced on the date fixed sharp at 10:30 a.m.

Dictated & corrected
by me.

Sd/- Sudeshna De (Chatterjee)
Judge,
1st Special Court,
Birbhum.

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