

Sessions Case No. 71 of 2025 (CIS NO. 71/2025)

CNR NO.WBBB05-000267-2025

Order No. 17

21-01-2026

Today is fixed for production of the accused persons and for further evidence on behalf of the prosecution.

The Ld. Special P.P. is present and files hazira.

Summons upon CSW No. 11 Nirmal Let and CSW NO. 15 S.I. Sital Mondal returned after due service.

All eight accused persons namely, Mallika Let, Sisir Let, Mukul Let, Anil Bayen, Rajen Let @ Rajendra Let, Ramkrishna Let, Bidhan Let and Bhagyadhar Let are produced from J/C.

A fresh vokatmana is filed on behalf of accused namely, Rajen Let @ Rajendra Let, Ramkrishna Let and Bidhan Let.

S.I. Sital Mondal is present and files hazira while CSW No. 11 Nirmal Let is found absent on call.

The CSW No. 15 Sital Mondal, who happens to be the Inquest Officer in connection with Rampurhat P.S. U.D. Case No. 790 of 2024 dt. 29.12.2024 was examined and cross-examined full as PW-14 and discharged. During the examination in chief of the PW-14, the carbon copy of the Inquest Report was marked Exbt. 8/2.

Subsequently, a bail petition was filed on behalf of accused Ramkrishna Let, Bidhan Let and Rajen Let @ Rajendra Let.

The Ld. Defence Counsel submits before the Court that 14 witnesses have already been examined and it would transpire from their testimony, that the prosecution case has not been established. Further, it is said that the accused persons, though falsely implicated, are in custody since long, due to which they may be granted bail. Last but not least, it is said that there is no eye witness to the incident and neither is there any likelihood of the accused persons absconding or tamper with the evidence, collected by the prosecution.

The Ld. Special-PP opposes the bail application contending inter alia that the alleged offence is grave and heinous, punishable with death or life imprisonment. Further, it was contended that the accused persons are FIR named and specific overt acts have been attributed in the commission of the murder of Babar Ali. It is the further contention of the prosecution that there are several key witnesses are yet to be examined and there remains a reasonable apprehension of intimidation by the accused persons. Last, but not least, it was contended on behalf of the prosecution that the prosecution witnesses that have testified till date have corroborated the prosecution case.

I have carefully considered the rival submissions and perused the case docket, as well as material placed on record. It is axiomatic that bail in cases involving offences akin to that of section 103(1) of the B.N.S. is not to be granted as a matter of course and the Court must exercise its discretion judiciously, keeping in mind, the nature and gravity of the accusation, severity of the punishment and prima facie involvement of the accused and the likelihood of the accused persons influencing the witnesses or other wise, obstructing the course of justice.

The instant case was registered on 29.12.2024. On 02.01.25 accused Ramkrishna Let and Rajen Let @ Rajendra Let have surrendered before the Court. While accused Bidhan Let has surrendered before the Court on 04.01.2025. In other words, the three accused persons that have filed bail petition in the present case, are in custody for a little over a year. Charge was framed against them u/s 126(2)/103(1)/3(5) of the B.N.S. on 14.5.2025. Fourteen witnesses have been examined till date and nine documents have been admitted into evidence and marked exhibits. Only two witnesses have turned hostile. There are specific allegations

against the accused persons. The post mortem report prima facie indicates homicidal death and the role attributed to the accused persons cannot be said to be insignificant at this stage. The investigation materials disclosed prima facie involvement of the petitioners in the commission of homicidal death. The severity of the crime and the manner of which it was perpetrated, weigh heavily against the petitioners. This Court opines that release of the petitioners at this stage may adversely affect the prosecution case, particularly when key material witnesses have not yet been examined.

This Court is not oblivious of the fact that the personal liberty of an individual. While the same is of paramount importance, the same has to be balanced against societal interest and the administration of criminal justice, specially in cases involving murder. Considering the incriminating materials in the C.D. the nature of the accusation, that gravity of the offence, the prima facie materials on record, the evidence adduced thus far, the possibility of accused person influencing the witnesses and absconding from the process of the Court, this Court is not inclined to grant them bail at this stage.

Accordingly, bail petition filed on behalf of accused namely, Ramkrishna Let and Rajen Let @ Rajendra Let and Bidhan Let is rejected.

No bail petition has been filed on behalf of the other accused persons.

All the accused persons are remanded to J/C till **22.01.2026**.

To date (**22-01-2026**) for production of the accused persons.

To date for further evidence on behalf of the prosecution.

(Dictated & Corrected by me)

Additional Sessions Judge,
Rampurhat, Birbhum
J.O Code no. WB00885.

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