

Sessions Case No. 163 of 2023 (CIS NO. 163 of 2023)  
(CNR NO.WBBB05- 000769-2023)

Order No.07  
26-07-2024

Today is fixed for E.R of W.A against accused Suk Mahammad @ Sukur Sk and for appearance of accused Samir Lohar, Ekbal Molla, Alim Sk, Ummor Sk, Abdul Ahid, Baidyanath Ghosh, Sougata Mondal @ Chhoton, Santi Ghosh, Paresh Ghosh, Shibnath Ghosh, Indranil Saha and Biswanath Ghosh.

Ld. Counsel for the prosecution is present and files hazira. Twelve accused persons namely; Samir Lohar, Ekbal Molla, Alim Sk, Ummor Sk, Abdul Ahid, Baidyanath Ghosh, Sougata Mondal @ Chhoton, Santi Ghosh, Paresh Ghosh, Shibnath Ghosh, Indranil Saha and Biswanath Ghosh on Court bail are present and file hazira. Accused challan in respect of absconding accused Suk Mohammad @ Sukur Sk received from Mallarpur P.S along with warrant of arrest of the said accused person, his memo of arrest, inspection memo and medical document.

A fresh Vakalatnama is filed on behalf of accused Suk Mahammad @ Sukur Sk along with a bail petition is filed on behalf of the concerned accused person.

Perused the same as well as other materials on record.

Heard the Ld. Defence counsel and the Ld. Panel PP.

The conduct of the accused Suk Mohammad @ Sukur Sk in the present case has been far from satisfactory.

He was granted bail on 23-03-2021 by the Ld. Sessions Judge, Birbhum in Cr. Misc. Case No.339 of 2021 on merit and was released on 27-04-2021. However, he was absent without step on 08-02-2022, due to which W.A was issued against him. He was subsequently released on bail. Thereafter, the record was committed to this court, but he was found absent on call on 22-09-2023, 07-12-2023, 16-03-2024, 02-07-2024 and on 18-07-2024. Accordingly W.A vide process no. 883 dated 19-07-2024 was issued against the accused person and he has been brought under arrest on 25-07-2024.

However, this is a case under Section 326/307/332/333 of IPC involving a total of 13 accused persons. Considering the attending facts and circumstances and the materials in the C.D, I opine that custodial detention is not required for the purpose of this case. Accordingly, prayer for bail on behalf of accused Suk Mahammad @ Sukur Sk is allowed.

Accordingly, Petitioner namely; Suk Mahammad @ Sukur Sk may find a bail of Rs. 1000/- with one registered surety, subject to satisfaction of Ld. ACJM, Rampurhat, subject to further condition that he shall not threaten the witnesses and tamper with the evidence and shall appear before the Court on each and every date of hearing i.d his bail order may be cancelled.

The case be transferred to the court of Ld. Additional Sessions Judge, Fast Track Court, Rampurhat for trial and disposal.

To **29-07-2024** for appearance and charge before the transferee Court.

All the accused persons are directed to remain present before the Ld. Transferee court on the date fixed.

Let a copy of this order be sent to Ld. ACJM, Rampurhat, Birbhum for information.

(Dictated & Corrected by me)

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

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