

Sessions Case – 150 of 2024 (CIS-152/24)
C.N.R. No.WBBB05-001228-2024

08
29-11-2025

Today is fixed for bringing stay order from the appellate forum by accused persons Bhim Mal and Sudip Mal, i.d. evidence of CSW-1 and production.

Accused persons Avijit Mal, Bhim Mal, Sudip Mal and Kausik Mal on CB are present by filing hazira.

Accused person Purno @ Purnendu Mal is produced from J/C. He is taken into custody and remanded to J/C till next date.

Received no stay order from upper forum.

CSW-1 as well as defacto complainant appears by filing hazira.

Ld. P.P. in-charge is also present by filing hazira.

Defence side has made full endeavour to adjourn the case by filing two applications including one document stating that accused persons moved before the Hon'ble Court against the order passed by this court on 17-09-2025 and the matter is yet to be disposed of.

Ld. State counsel has vehemently opposed the adjournment applications of defence side stating that there is no stay order from any upper forum and witness is present to adduce. Therefore, there is no impediment to proceed with the trial.

Having heard both sides and also keeping in mind direction of Hon'ble Court passed on several occasions regarding recording of evidence of witness in the event of presence of witness at court, I find no justified ground to adjourn the matter. So both time petitions are rejected.

Defacto complainant is examined as P.W-1 in part and as per prayer of prosecution further examination-in-chief of P.W-1 is deferred.

At this stage one bail application is filed from the side of the accused person Purno @ Purnendu Mal.

Bail petition is taken up for hearing.

Ld. Counsel for the accused person has submitted that the accused is in J/C since long and he is innocent. So, he may be enlarged on bail on any term and condition.

Ld. P.P. has raised severe objection and submitted that evidence of defacto complainant has just started and if accused person is enlarged on bail, prosecution will be highly prejudiced as there would be every chance of intimidating the witness.

Heard both sides at length.

Perused the case record and materials available before me. There is no doubt that allegation against this accused person is grave in nature. Therefore, for fair trial where evidence has already commenced, I am not inclined to allow bail petition on this date.

So bail prayer stands rejected.

As per verbal submission of Ld. Defence counsel fixing 09-01-2026 for further examination of P.W-1.

Inform witness.

Accused persons on CB are as before.

D/C

Sd/-
Sandip Kumar Kundu
Addl. Sessions Judge,
F.T.C., Rampurhat

Sd/-
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Addl. Sessions Judge,
F.T.C., Rampurhat.
J.O. Code – WB00988