

Sessions Case No. 62 of 2019

Sessions Trial No. 28/2019

Order No. 07
11.07.2019

Accused Rathin Bairagya, in J.C., is produced from the J.C. and remanded again to J.C. till further date of production.

A bail-petition has been filed on behalf of accused Rathin Bairagya, praying for his release on bail on the ground stated therein.

Today is fixed for consideration of charge.

Ld. P.P.-in-Charge is also present.

The case-record is taken up for consideration of charge.

Heard both sides. Perused the materials on record and the C.D.

On perusal of the case-diary, materials available on record and considering the submissions advanced by Ld. Counsels of both sides on the point of charge, prima facie, it appears to this Court that there are sufficient grounds to presume that the accused person has committed the offences punishable under Sections 376 of I.P.C. Hence, the charge under Section 376 of I.P.C. against the accused person is framed in a separate sheet which be kept with the record.

The contents of the charge are read over and explained to the accused person of this case, to which he pleads innocence and 'not guilty' and claims to be tried.

Fix 24.09.2019 for evidence of C.S.W. No. 1 and production of the accused person.

Issue summons upon the above C.S. witness accordingly.

Prosecution is to ensure production of the witnesses on the aforesaid date fixed for trial.

Now, the bail-petition filed on behalf of the accused is taken up for hearing.

Ld. Advocate for the accused person submitted that the accused has been falsely implicated in this case and so, he may be granted bail on any condition.

Ld. P.P.-in-Charge vehemently opposed the bail-petition as the accused has committed sexual offence upon victim Putul Adhikari (Ghosh).

So, considering the nature and gravity of the offence, I find nothing convincing to enlarge the accused on bail.

Hence, the bail-petition of the accused stands rejected at this stage.

Dictated & Corrected by me.

Additional Sessions Judge,
3rd Court, Purba Bardhaman

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