

IN THE COURT OF JUDGE SPECIAL COURT (SC & ST) ACT, BURDWAN

Present : Bishnu Baran Mondal

Judge Special Court (SC & ST) Act,

Burdwan

Spl (SC & ST) Case no. 29 of 2022

Order No. 11 dated 28/06/2023

Today is fixed for appearance of the accused person.

Accused person Ramen Talukdar has filed surrender bail petition.

De facto complainant Kajali Sardar has filed hazira also filed an affidavit stating her no objection against the bail prayer.. De facto complainant is identified before this court by Ld. Advocate Trijit Mukherjee.

On call the accused person is found present. He is taken into custody and remanded to J.C. till 12/07/2023.

Heard Ld. Advocate for the accused person, de facto complainant and Ld. P.P.-in-charge.

Ld. Advocate for the accused person submitted that there was some dispute between his clients and the de facto complainant and no incident as alleged took place. He further submitted that due to mistake they filed an application u/s 438 Cr.P.C. before the Hon'ble Court which was rejected as not maintainable and he has filed certified copy of the same, the matter has been amicably settled and the de facto complainant herself appeared today to state no objection on her part. His client are innocent and they may be granted bail on any condition.

On being asked in open court the de facto complainant submitted that the dispute with the accused person has been amicably settled and at present they are in peace and she has no objection against the bail prayer.

On perusing certified copy of order in CRM(A) no. 982 of 2023 it appears that the Hon'ble Court has been pleased to dismiss the case as not maintainable.

Ld. P.P.-in-charge submitted that he leaves the matter to the discretion of the court.

Having regards to the facts and circumstances of the case, submission for the accused person, submission of prosecution, submission of de facto complainant and, also considering completion of investigation and materials in CD this court is of considered view to grant bail to the accused person.

Hence, the prayer for bail is considered and allowed.

The accused person, namely, Ramen Talukdar, s/o Radha Raman Talukdar of village Mondalhat, PS-Katwa, Dist-Purba Bardhaman be released

on furnishing bail bond of Rs.1000/- with one surety of like amount, subject to the satisfaction of Ld. CJM, Burdwan .

If on bail to date i.e. 12/07/2023 for appearance.

At this stage Ld. Advocate ,Malay Kumar Dhar submitted that the accused person be allowed to remain under his charge and submitted that he will furnish bail bond immediately and the accused person is allowed to remain under the charge of Ld. Advocate for the accused persons.

Ld. CJM, Purba Barddhaman is requested to accept the bail bond, if furnished as early as possible and to sent the same to this Court.

CD be returned.

A copy of this order be forwarded to the Ld. CJM, Purba Barddhaman for information and necessary action.

D/C by me

sd/-
Judge Special Court
(SC & ST) Act, Burdwan.

sd/-
Judge Special Court
(SC & ST) Act, Burdwan
(J.O.Code WB 00776)