

**In the Court of Additional Dist & Sessions Judge cum Special Judge under POCSO Act,
Kalna, Purba Bardhaman**

Present :Sri Chiranjib Bhattacharya (J.O. Code-WB00718),
Addl. Sessions Judge-cum- Judge Special Court (POCSO Act)
Kalna, Purba Bardhaman.

**Crl. Misc. Case No. 51 of 2026
(CNR : WBBD11-000385-2026)**

(Arising out of Monteswar P.S. Case No. 217 of 2026 dated 14-05-2025 u/s. 127(2)/308(2)/351(2)/3(5) BNS and GR case No. 865 of 2026)

Petitioner- 1. Ahamed Hossen Sk, S/o Lt. Jamaluddin Sk and 2. Abtar Mallik @ Binu s/o
Ahammad Mallik of Village : Kusumgram, PS- Monteswar, Dist. Purba Bardhaman
- Vs -

State of West Bengal.

Order No. 02 dated 01-06-2026

Present Misc. case is arising out of an application u/s 483 of BNSS in connection with Monteswar P.S. Case No. 217 of 2026 dated 14-05-2025 u/s. 127(2)/308(2)/351(2)/3(5) BNS and GR case No. 865 of 2026 with a prayer for granting bail to the petitioners.

Today is fixed for hearing of bail petition of petitioners 1. Ahamed Hossen Sk and 2. Abtar Mallik @ Binu .

Ld. Advocate for the petitioners at the time of hearing submitted that in the FIR no specific date of the incident has been mentioned and the person in whose name FIR was lodged and the person who signed it are different. He further submits that it is not expected that only 03 persons could be able to extort money from 12 persons and that suggests that the FIR was fabricated. He further submits that only 09 persons including the defacto complainant submitted affidavit before the Ld. Trial court denying their involvement in the alleged incident. It was also submitted that the petitioners had voluntarily surrendered on 18.05.2026 and since then they are in custody and considering the entire circumstances they may be enlarged on bail. He further submits that no prayer for bail of this petitioner is either pending before or rejected by the Hon'ble High Court.

Ld. PP in charge, while opposing the prayer submitted that in the CD there is explanation as to why the signature of a different person appears in the FIR. He further submits that time to time the accused persons extracted money from various persons and even if some affidavits have been filed by the petitioners, the same ought to have been received through the IO and must not be filed directly before the court. It was his further contention that CD contains materials to suggests that some amount of the money was returned by the petitioners showing their involvement in the alleged offence. He further submits that the petitioners are highly influential persons and therefore their prayer for bail must be rejected.

Considered the submission of both sides.

Perused CD and materials on record.

On perusal of the CD it appears that the petitioners several cases have been filed against the present petitioners being Monteswar PS case no.220/26 dt.19.05.26, Monteswar PS case no.224 of 26 dt.18.05.2026 and Monteswar PS case no.312 of 25 dt.03.07.2025. CD shows that the FIR was written in the name of Madhusudan Sutradhar but signed by his son Uday Chand Sutradhar as Madhusudan Sutradhar was illiterate. CD contains materials to suggest that the accused persons took money and also received services without paying for them. There is also allegation that he got landed property registered in his name without paying for it.

Considering the nature of allegation and materials in the CD prayer for bail is rejected.

Return CD.

Let a copy of this order along with TCR be returned to the Ld. ACJM, Kalna for information.

This Crl. Misc. is thus disposed of.

Dictated & Corrected by me,

Sd/-C. Bhattacharya

Addl. Sessions Judge,
Kalna. Purba Bardhaman

Sd/-C. Bhattacharya

Addl. Sessions Judge, Kalna
Purba Bardhaman

Memo. No. Dated Kalna 01.06.2026
Copy forwarded to Ld. ACJM, Kalna for information and necessary action. It relates to
GR case GR case No. 865 of 2026.

Addl. Sessions Judge, Kalna
Purba Bardhaman