

GR 58 of 2021

Order dated 10-12-2025

Today is fixed for E/R of W/A and appearance.

No NER received.

Out of 10 accused persons CS accused nos. 1, 3, 7, 8, 9 and 10 are present by filing hazira.

CS accused no. 4 is absent by petition.

CS accused no. 6 Swapan Bouri has surrendered before this Court and he is taken into custody.

One bail application has been filed and prays for bail.

Ld. APP raises no objection.

Heard both sides over bail application.

Ld. APP raises no objection on the ground that it is difficult even for the prosecution to bring all the accused person at one time immediately for the purpose of committal of the case.

Considering the case record it appears that the accused person misused the liberty of bail and so warrant of arrest was issued against him.

Perused the **Section 209(b) of Cr.P.C.** and also reported decision passed in **Thirumalegowda vs State, 1999 CrLJ 823** wherein it has been observed that where in a case the offence is exclusively triable by the Sessions, the Magistrate has discretion to release the accused on bail even where the case is committed to the Court of Sessions binding the accused not only to appear as and when required before him but also to appear as called upon in the court of Sessions. So, considering that the case is long pending and it is also a fact that the accused person has surrendered voluntarily and for ends of justice he may find bail of Rs. 1500/- with one R.S of like nature with condition to appear before this court on the next dates positively and also to appear before the Court of Sessions if he is so directed I/d to j/c

Recall W/A.

Issue reminder regarding W/A issued against CS accused No. 2 Maklu Mir @ Sk. Moglu and 5. Shantanu Nandi.

I.C Bishnupur to look into the matter and ensure compliance.

To 19-02-2026 for E/R of W/A and appearance.

Copy of order be sent to I.C Bishnupur for information and compliance.

B.C II to comply.

D/Corrected by

A.C.J.M, Bishnupur

***A.C.J.M, Bishnupur
J.O Code WB01106***