

GR 729 of 2023

Order dated 22-12-2025

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

No NER received.

CS accused nos. 3,4,5,8 and 9 are present by filing hazira.

CS accused no. 7 is absent by petition.

CS accused no. 2. namely, **Moklu Mir** has surrendered before this Court voluntarily.

He is taken into custody.

One application for bail has been filed on behalf of the accused person.

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

If on bail to 17-03-2026 for appearance and E/R of W/A.

Recall W/A.

Dict. & corrected by me

ACJM, Bishnupur

A.C.J.M., Bishnupur.

J.O Code WB01106

later Order dated 22-12-2025

In view of the above order bail bond of Rs. 1500/- with one R.S for the accused person namely, **Moklu Mir** as furnished which is found fit and accepted.

Let it be kept with the record.

Accused be released at once.

Todate.

Dict. & corrected by me

ACJM, Bishnupur

A.C.J.M., Bishnupur.

J.O Code WB01106