

SC 06(07)2016
CNR. no. WBBK090001292016

In connection with Taldangra P.S. case no. 18 of 2015 dated 08.02.2015
U/s 395/412 of IPC corresponding to GR case no. 85 of 2015.

Order No-43
Dated – 31.03.2023

Today is the date fixed for appearance of the accused persons on court bail, E/R of W/A issued accused against accused Kamaluddin Molla, Raman Hansda, Manisure Mondal and Hossain Ali Mondal.

Accused persons namely Malay Mahanti, Uttam Ghosh, Ramjan Bhangi , Rafique Mandal, Nur Islam Mandal, Nur Mahammad Mandal, Asud Ali Khan, Saijuddin Bayen, Heday Tulla Saha, Rahim Ali Khan are present by filing hazira along with their Ld. Advocate.

One non execution report is received from which it is revealed that whereabouts of accused persons namely Kamaluddin Molla, Manisure Mondal and Hossain Ali Mondal are not traceable. In this circumstances, let WPA be issued against the accused persons namely Kamaluddin Molla, Manisure Mondal and Hossain Ali Mondal .

One surrender petition is filed on behalf of the accused person namely Raman Hansda.
Ld. Advocates for the accused persons is present.

Ld. Public Prosecutor In-charge of this case is present.

Ld. Advocate for the accused person has submitted that due to diary mistakes and miscommunication of next date, the above said accused person has not appeared on previous date i.e. on 07.02.2023 and due to that reason warrant of arrest was issued. He prays for permitting the accused person to surrender before this Court.

Ld. Public Prosecutor In-charge of this case has not objected this petition filed on behalf of the above said accused person.

Considering that warrant of arrest was issued against above said accused person, I am of the view that, it will be justified to allow the surrender petition of the above said accused person. The accused person surrendered and he is taken into custody and remanded to J/C till 06.04.2023.

One bail petition is filed on behalf of the accused person namely Raman Hansda.

Ld. Advocate for the above said accused person submitted that the accused person was already on bail and his absence on the previous date was not intentional. He prays for enlarging the accused person on bail on any conditions.

Ld. Public Prosecutor In-charge of this case has vehemently opposed the bail prayer of this accused person, and submitted that the said accused person is habitual absentee and due to his absence the trial of this case is delayed. He prays for rejecting the bail prayer of this accused person.

I have heard the submissions of the Ld. Advocate for the accused person and Ld. Public Prosecutor In-charge of this case and perused the records. From the records, it is revealed that the accused person was enlarged on bail 24.04.2015 by Ld. A.C.J.M, Khatra, Bankura but because of the misuse of liberty warrant of arrest was issued against the accused person on 07.02.2023. Considering that the accused person was already on bail and his absence on the previous date was not intentional, I am of the view that it will be justified to enlarge the above said accused person namely Raman Hansda on bail on following conditions:

- 1) Accused person will appear in each and every proceeding of the case.
- 2) Accused person namely Raman Hansda will furnish bail bond of sum of Rs. 1000/- with two registered sureties of Rs. 500/- each to the satisfaction of Ld. A.C.J.M Khatra.

From the records it is revealed that this case is very old case and still in this case hearing on charge has not been completed due to non appearance of the accused persons namely Kamaluddin Molla, Manisure Mondal and Hossain Ali Mondal . In this circumstances, let WPA be issued against accused persons namely Kamaluddin Molla, Manisure Mondal and Hossain Ali Mondal .

Fix 01.06.2023 for appearance of the accused persons on court bail and E/R of WPA issued against the accused persons namely Kamaluddin Molla, Manisure Mondal and Hossain Ali Mondal.

Let the copy of this order be sent to the Ld. A.C.J.M., Khatra for information and necessary action.

Dictated and Corrected by me ,

Additional Sessions Judge ,
Khatra, Bankura

Additional Sessions Judge ,
Khatra, Bankura
J.O. Code WB01399