

Sessions case no. 73/2021
CNR no-WBBK090001942021

**In connection with Barikul P.S. Case No. 09 of 2021 dated 07.06.2021
u/s 302/201 of IPC corresponding to GR no. 269 of 2021.**

Order No. 04
Dated 01.10.2021

Today is the date fixed for hearing of the bail petition dated 27.09.2021 filed on behalf of accused persons, namely Sunil Murmu @ Hapan Chunu and Animesh Pal U/s 439 of the Cr.P.C.

Ld. Advocate for the accused persons is present.

Ld. P.P. In-charge of this case is present.

Ld. Advocate for the said accused persons has submitted that both these accused persons have been falsely implicated in this case. He has further submitted that the whole prosecution case is based upon the circumstantial evidence but there are lot of gaps in the chain of those circumstantial evidences. He has further submitted that the whole case of prosecution is very doubtful. He has further submitted that the witnesses examined by Police in this case are not reliable. He has further submitted that charge-sheet in this case has already been filed and record of this case has been committed to this Court. He has further submitted that in this case there is no any direct materials against both the accused persons, and the whole case of prosecution is based upon suspicion. He prays for enlarging both these accused persons on bail on any conditions.

Ld. Public Prosecutor In-charge of this case has vehemently opposed the bail prayer of both the accused persons, and submitted that allegations against both these accused persons are very serious. He prays for rejecting the bail prayer of both the accused persons.

I have heard the submissions of the Ld. Advocates for the accused persons and the Ld. Public Prosecutor in charge of this case, and perused the records including CD. From the materials on records , specially the recorded statement U/s 161 Cr.P.C of the witnesses examined by police, seizure lists, postmortem report, it is revealed that the allegations against both these accused persons are very serious. Considering the material on records, specially the contents of FIR, recorded statement U/s 161 Cr.P.C of the witnesses by the Police, postmortem report, seizure lists, I have of the view that it will not be justified to enlarge both the accused persons on bail at this stage, hence the bail petition dated 27.09.2021 filed on behalf of accused persons namely, Sunil Murmu @ Hapan Chunu and Animesh Pal is rejected, in corollary both the accused persons are remanded to J/C till next date fixed.

Let CD be returned.

To date (05.10.2021) for production of the accused persons and consideration of charge.

D/C by me.

A.S.J.

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