

S.T. 01(09)2022
CNR. no. WBBK090002102022

In connection with Barikul P.S. Case no. 14/2022 dt. 08.04.2022
U/s 498A/302/34 of IPC and 3/ 4 D.P. Act corresponding to GR no. 144/2022

Order No-14
Dated – 24.01.2023

Today is the date fixed for hearing of the bail petition dated 17.01.2023 filed on behalf of the accused person namely Arjun Pal U/s 439 Cr.P.C.

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

Ld. Advocate for the said accused person is present.

Ld. Advocate for the said accused person has submitted that this accused person is in custody since 09.04.2022, and one of the co accused person of this case namely Banamali Pal has been enlarged on bail by the Hon'ble High court in CRM (DB) 4264 of 2022 on 05.12.2022. He has further submitted that the allegations against this accused person is general and omnibus. He has further submitted that the allegations against this accused person regarding incident of dated 05.04.2022 and 06.04.2022 as alleged by prosecution are beyond the contents of FIR. He prays for enlarging this 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 allegations against this accused person are very serious. He has further submitted that from the recorded statement U/s 161 Cr.P.C of the CSW 2, CSW 6, CSW 15 and CSW 17 it is clear that there are serious allegations against this accused person and this accused person is husband of the deceased. He prays for rejecting the bail prayer of this accused person.

I have heard the submissions of the Ld. Advocate for the said accused person, and the P.P. In-charge of this case and perused the records including CD. From the records, it is revealed that in this case charge has been framed against this accused person under 498A/306 of IPC. From the recorded statement U/s 161 Cr.P.C of CSW 2, CSW 6, CSW 15 and CSW 17 it is clear that some incidents were happened that were contributed by this accused person, that lead to commission of the death of the victim. Considering the materials on records specially the recorded statement U/s 161 Cr.P.C of the CSW 2, CSW 6, CSW 15 and CSW 17 and the seriousness of allegations against this accused person, I am of the view that it will not be justified to enlarge this accused person on bail at this stage, hence, the bail petition dated 17.01.2023 filed on behalf of accused person namely Arjun Pal is rejected, hence the said accused person namely Arjun Pal . is remanded to J/C till next date fixed.

Let CD be returned.

With the above observations, bail petition dated 17.01.2023 filed on behalf of accused person namely, Arjun Pal is disposed of.

To date (02.02.2023) for production of the accused person in custody, appearance of the accused person on Court Bail and prosecution evidence.

Dictated and Corrected by me,

Additional Sessions Judge,
Khatra, Bankura

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