

**Spl ACB Case No.02 of 2023**

Filing No.157 of 2023

CNR No.- WBCS01-000157-2023

**Present** : - Koustuv Mukhopadhyay (WB01059)  
Judge, Bench-II, (In-charge).  
City Sessions Court, Calcutta

**Order No.44**

**Dated 12.03.2026**

1. Today is fixed for appearance of the accused persons and hearing of the petition dated 07.01.2026 filed by the I.O. of this case.
2. The regular P.O. is transferred and I am in charge of this Court as no new officer is appointed in this Court.
3. Today accused Tapan Kumar Ghosh, Dipankar Mukhopadhyay, Amit Sarkar, Pradip Sarkar, Benju Sarkar, Ulpi Sarkar, Chittaranjan Sarkar on CB are present by filing hazira.
4. Service return of notices in respect of all the accused persons No.1 to 22 are received. Let those be kept with the record.
5. Today accused Shibu Singha, Samir Sarkar, Rekha Sarkar, Manik Sarkar, Barun Mondal, Mousumi Sarkar, Aparupa Biswas Sarkar, Bhabesh Chandra Das and Akhil Kumar Sarkar voluntarily surrendered before this Court.
6. They are taken into custody.
7. Fresh vokatnamas are filed on behalf of the above-named accused persons.
8. Ld. Chief P.P. and Ld. P.P. Shri Jayanta Ghosh are present by filing separate haziras. One engagement letter from the Office of the Legal Remembrancer, West Bengal is filed regarding the engagement the Ld. P.P. Shri Jayanta Ghosh. Let it be kept with the record.
9. Ld. Advocates for the accused persons are also present.
10. Bail petitions are filed on behalf of the above-named accused persons.
11. Copies are served upon the prosecution.
12. Heard Ld. Advocate for the accused persons.
13. Ld. Advocate submitted that the charge sheet is filed in this case and the main accused persons who are named in the FIR are already on bail. He further submits that these accused persons were not arrested by the I.O. at the stage of investigation and hence it is clear that they are not required to be detained in the custody.
14. He prays for bail on this ground and also on the ground of parity with the FIR-named accused persons who are granted bail by this Court.
15. The CD is not available. However, I have gone through the other materials on record.
16. The Ld. Advocate for the accused persons prays for bail subject to any stringent terms and conditions.
17. Ld. P.P. submits that he has a formal objection though indirectly admits that as charge sheet is submitted in this case there is hardly any requirement to keep the above referred accused persons in custody.
18. Considering the overall circumstances, the bail prayers stand allowed.
19. As charge sheet is filed, I am granting confirmed bail and not interim bail in this case.
20. The Ld. Advocate prays for necessary direction to furnish bail bond of lesser amount considering their financial stringency.
21. However, I have presently no mechanism to trace out the financial stringency but as charge sheet is filed, I direct that the accused persons may find bail of Rs.2,000/- each with one surety of like amount subject to the satisfaction of Ld. C.J.M., Calcutta.
22. The accused persons be released from Court custody subject to satisfactory submission of bail bond.
23. Let a copy of the order sheet be sent to the Ld. Chief Judicial Magistrate, Calcutta who shall also submit a compliance report after satisfactory submission of bail bond.
24. If on bail, to 07.05.2026 for appearance i.d. to be sent to J/C.
25. Out of 23 accused persons, the accused namely Avijit Sarkar, Indrani Guha Sarkar, Tanmoy Sarkar, Sunita Sarkar, Sufal Sarkar, Duryodhan Sarkar and Tarun Kumar Sarkar are absent without any steps in spite of the proper service of the summons.
26. Ld. P.P. prays for issuance of warrant of arrest against these accused persons.
27. Heard. Considering the ongoing situation regarding SIR, I intend to pass no adverse order this day.
28. Reissue the notices in respect of these accused persons.
29. B. C. - II is directed to do the needful.
30. To **07.05.2026** for appearance and S/R of notice, hearing of the petition dated 07.01.2026 filed by the I.O. of this case.

Dictated & corrected by me.

Judge, Bench – II (I/C),  
City Sessions Court,  
Calcutta.

J.O. Code No. WB01059

Judge, Bench – II (I/C),  
City Sessions Court,  
Calcutta.

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Later.....  
12.03.2026

Bail bond furnished by the registered sureties namely Hareram Singh and Mustafa Azhar for the accused persons namely, Shibu Singha, Samir Sarkar, Rekha Sarkar, Manik Sarkar, Barun Mondal, Mousumi Sarkar, Aparupa Biswas Sarkar, Bhabesh Chandra Das and Akhil Kumar Sarkar which is found fit by the Ld. CJM, Calcutta and accepted by this Court.

Judge, Bench – II(I/C),  
City Sessions Court,  
Calcutta.  
J.O. Code No. WB01059