

Sessions Case No. 17 of 2025
CNR-WBCS01-000202-2025

Order no. 10 dated 24.07.2025:

Today is fixed for evidence and hearing of the bail petition dated 16.07.2025.

All the five accused persons are produced from JC.

Ld. advocates for the accused persons and Ld. PP are present.

PW2 Tapas Saha is present and he is examined in chief in full and the cross examination of PW2 is deferred as per petition u/s 254 of BNS.

Some materials and signatures are marked as MO-17, 17/1, 18, 19, 19/1, 20, 20/1, 21, 22, 22/1, 23, 24, 24/1, 25, 25/1, 26, 27, 27/1, 28, 28/1, 29, 30, 30/1, 31, 32, 32/1, 33, 33/1 and 34 respectively.

Now, the record is taken up for hearing bail petition filed on behalf of the the accused person no.5 who are in custody since his arrest with the other accused persons.

His bail prayer was earlier rejected and it was lastly rejected on 06.06.2025 by this Court by passing a reasoned order with detailed discussion for what reason the bail prayer was rejected.

Within one and half months of such rejection of bail, prayer for bail is again made on behalf of accused no.5 Rukesh Sahani largely on the ground that nothing adverse was recovered from him though he is treated at par with the other accused persons.

Same is objected by Ld. PP who submits that there is huge amount of incriminating materials against all the accused persons and their collective involvement is so far evident from the materials on record and hence, no question arises to treat him separately from other accused persons as all are on same footing.

He prays for rejection of bail.

Considered both sides submission and there is no point denying that prima facie there appears to be joint involvement of all the accused persons in this case and hence, there appears no reason to isolate anyone on the ground of lesser degree of involvement.

Moreover, the order dated 06.06.2025 passed by the undersigned clearly shows why the bail prayer was rejected and what were the apprehensions that this Court found if these accused persons are enlarged on Court bail.

Accordingly, I find that there is no change in circumstances to think differently from what I thought on 06.06.2025 while rejecting the prayer for bail.

Accordingly, the bail prayer of accused no.5 Rukesh Sahani stands rejected.

To date (08.08.2025) for production and evidence.

Koustuv Mukhopadhyay
(JO Code-WB 01059)
Addl. Dist & Sessions Judge,
1st Fast Track Court,
Bichar Bhawan, Calcutta.