

**Sessions Case No. 31 of 2023**  
**CNR No. WBCS01-000484-2023**

Order No.22 dated 09.05.2024 :-

Today is fixed for hearing of bail petition dated 03.05.2024 filed by the accused Alope Chakraborty.

Ld. Advocate for the accused person and the Ld. P.P. are present.

Ld. Advocate for the above-named accused moves the bail petition and stated that accused never moved any bail petition before any higher forum and no bail application is pending before any higher forum. That the accused is a permanent resident of Kolkata and he is residing at 52/1, Durga Charan Doctor Road under PS Taltala, Kolkata – 14 with his family consisting of his aged mother who is severely sick and minor daughters and he is the only earning member of his family. That the accused was arrested on 06.02.2023 and since then he is in custody in connection with this case. That the accused is falsely implicated in this case and since he is in custody, there is no one left to take care of his family members.

Considering all these aspects, Ld. Advocate prays for bail on behalf of the accused on humanitarian grounds on any stringent condition and if the accused is released on bail, he shall not tamper with the witnesses.

The Ld. P.P. has raised strong objection against the bail prayer. It was pointed out a few days ago bail petition of a co-accused Amitabha Saha, who is on same footing of the present accused, has been rejected by this Court. That all the accused persons are on same footing and the allegation against the accused is very severe. There is sufficient incriminating materials in the evidence of the witnesses recorded so far. It was further pointed out that charge was framed u/s 302/34 of IPC against the accused persons.

Perused the available materials on record.

On careful perusal of the available evidence, I find sufficient incriminating materials against the accused. The trial is in full swing and only a few witnesses are left to be examined. The trial progressed before this Court smoothly after charge was framed against the accused persons and several witnesses were examined. I find no laches on the part of the prosecution.

In this case the accused persons are charged with murder u/s 302/34 of IPC and there is sufficient incriminating materials against the accused. Considering the gravity of the offence, progress of the trial and materials against the accused, I am not inclined to allow the bail prayer even though humanitarian ground to look after the minor daughters and ailing mother is agitated in the bail petition.

Accordingly, the bail prayer stands rejected.

To **15.05.2024** for production and further evidence of PW 12.

Accused persons remanded to J/C till the next date.

Dictated & corrected by me.

Addl. Dist. & Sessions Judge  
(WB00868)  
2<sup>nd</sup> Fast Track Court, Calcutta.

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