

Sessions Case no. 44 of 2025
CNR-WBCS01-000609-2025

Order no. 16, dated 16.01.2026:

Today is fixed for production of the accused, hearing of the bail petition dated 03.01.2026 and framing of charge.

Sole accused Margret Waringa is produced from JC.

The record is taken up for hearing bail petition filed by the accused person named Margret Waringa who is in custody since her arrest and allegation against her is serious and that is of causing offence punishable u/s 319(2) of BNS and Section 14A(b) of Foreigner's Act and Section 12(1)(b)/12(1)(d) of Passport Act.

The Ld. Advocate appearing for the accused submits that this accused person is the sole accused person who is a citizen of Kenya and she has been detained in custody since her arrest.

He further submits that charge-sheet has been filed and the entire case appears to be based on documents which has already been seized and therefore, there is no chance of tampering with any documents.

He prays for bail subject to any condition.

The Ld. PP in-charge prays for rejection of bail prayer on the ground that in this case charge is yet to be framed and if this accused person who is a foreigner, is granted bail at this stage then there is every possibility of her absconding.

Considered the fact that charge is yet to be framed in this case and I also find reason to believe that if the accused person who is a foreigner, is granted bail at this moment then there is every possibility that trial may get hampered as chance of her absconding cannot be ruled out.

Considering facts and circumstance of the case, I am inclined to reject the bail prayer of the accused at this moment.

Accordingly, the bail prayer of the accused is considered and rejected.

To **30.01.2026** for production of the accused Margret Waringa and framing of charge.

At this moment accused Margret Waringa verbally submitted before this Court that she is not provided with proper food and facing some physical problem.

Accordingly, the Superintendent of Presidency Correctional Home is directed to provide all possible medical treatment to the accused and also to provide proper food to her.

Dictated & Corrected by

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