

Spl ACB Case No.06 of 2023
Filling No.0628 of 2023
CNR No.- WBCS01-000628-2023

Order No.40
Dated 21.12.2024

Accused Rintu Kumar Saha is produced from J/C.

A bail petition is filed on behalf of the accused.

The I.O. has filed a petition praying for an order remanding the accused to judicial custody and also sought permission to interrogate the accused in J/C.

Ld. Chief P.P. Shri Dipankar Kundu and Ld. P.P. Shri Biswajit Thakurta are present.

Ld. Advocates for the accused are also present.

The I.O. is present along with CD.

Heard Ld. Advocates for both the sides on the bail petition as well as the petition filed by the I.O.

Perused the CD and other materials on record.

Considered.

It is submitted by the Ld. Advocate for the accused that the accused is not FIR-named and he is coming from a respectable family. That since the accused has permanent residence there is no chance of his absconding. Accordingly, the Ld. Advocate prays for an order enlarging the accused on bail on any condition.

Ld. P.P. has raised strong objection against the bail prayer. It is stated that the accused defalcated Government Fund by issuing false and fabricated challans without procuring materials in respect of 29 schemes of beautification of Rajadighi Hariadighi Samsan. It is submitted that if the accused is enlarged on bail, there will be every chance of influencing other potential witnesses and tampering with the remaining documents to be collected for investigation.

It appears that the anticipatory bail prayer of the accused was rejected by the Hon'ble High Court, Calcutta in CRM (A) 5090 of 2023 on 24.01.2024. On perusal of the CD, I find sufficient incriminating materials against the accused prima facie suggesting his involvement in this case. It appears that for recovery of the defalcated money, his custodial interrogation is necessary at this stage.

Considering the nature of allegation, the stage of investigation and the materials so far collected against the accused, I am not inclined to allow the bail prayer.

Accordingly, the bail petition stands rejected.

The I.O.'s prayer for interrogating the accused in judicial custody is allowed.

The accused be remanded to J/C till **13.01.2025**. During the J/C period, the I.O. shall be at liberty to interrogate the accused.

To date for production and I.O.'s report.

C.D. be returned.

Let copies of this order be sent to the I.O. and the Superintendent of Presidency Correctional Home, Kolkata for information.

Dictated & corrected by me.

Judge, Bench – II,
City Sessions Court,
Calcutta.
J.O. Code No. WB00868

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