

Spl Case No.21/11

Reg No.426/14

CNR No. WBCS01-000716-2011

Order No. 109

Order dt. 05.03.26

Today is fixed for production, appearance and evidence.

Ld. PP for CBI as well as Ld. Advocate for accused are present.

Accused Md. Mazhar and Sazda Naaz are produced from Judicial custody and remaining four accused persons who are facing trial have also taken appropriate steps. A5 Swapan Roy and A4 Abdul Rahim Mollah are present by filing hazira.

A6 Rakesh Kr. Mehrotra is represented u/s 205 CrPC by Id. Advocate who is present by filing hazira.

A7 Subhasish Ghosh is absent and represented by his Id. Advocate u/s 317 Cr.PC.

Ld. Advocate for accused Sazda Naaz and Md. Mazhar Imam files a petition praying for bail.

Copy the bail petition is served upon the Ld.PP for CBI, who raised objection.

The bail petition is filed by the accused persons is also taken up for hearing.

Heard both sides.

Ld. Advocate for the accused persons submits that both the accused persons have been suffering from various illness and day to day medical care is required. In support of their contentions, they have filed two bunch of documents. Let those documents be kept with the record.

Ld. PP for CBI raised vehement objection and submits that the accused persons were absconding from the time of investigation and they had not even cooperated with the investigation and ultimately the investigating officers have to file a petition to issue warrant of arrest.

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Perused the case record and the documents submitted by the
ld. Advocate for the accused persons.

On perusal of the case record, it appears that these accused persons absconded since the date of registration of this case and ultimately charge sheet was submitted showing two these accused persons as absconder. Ultimately, the case was filed for present against the present accused persons to proceed further but in doing so, long period has been passed. The accused persons were not found by CBI for more than 15 years. These two accused persons are the principal beneficiaries in whose favour huge amount of loan was sanctioned.

Considering their involvements, and also considering their long abscondence, I am not inclined to grant bail to the accused persons and accordance their prayers for bail stand rejected.

The accused persons remanded to judicial custody till 16.03.2026. These accused persons must be physically produced on the date.

Since both the accused persons alleged that they have been suffering from various ailments which requires monitoring by specialist doctor, the Superintendent of Presidency Correction Home and Superintendent of Women's Presidency Correction Home are directed to provide adequate medical facilities in case of necessities.

To 16.03.26 for production, appearance and supply of copy.

Let a copy of this order be forwarded to the Superintendent of Presidency Correction Home and Superintendent of Women's Presidency Correction Home.

Let a copy of this order be sent to the HIO/IO through Ld. PP for CBI for compliance.

Sd/-
Judge, 3rd Special
(CBI Designated) Court,
Bankshall Court, Calcutta