

NIA Special Case No. 05 of 2022
(CNR- WBCS01-001032-2022)
Present: Shri Soumendra Nath Das
JO Code No: – WB01132.
Chief Judge, City Sessions Court, Calcutta.

Order No.47 dated 03.01.2024:

Today is fixed for hearing of the bail petition dated 13.12.2023 in respect of accused Mansur Ali @ Mansur Seikh @ Manchur Ali @ Mansur Sk.

Accused Mansur Ali @ Mansur Seikh @ Manchur Ali @ Mansur Sk is produced from JC.

Ld. Advocate for the accused/petitioner as well as Ld. Spl. P.P of NIA are present.

The bail petition dated 13.12.2023 in respect of accused/petitioner Mansur Ali @ Mansur Seikh @ Manchur Ali @ Mansur Sk is taken up for hearing.

Ld. Advocate for this accused/petitioner submits that this accused/petitioner was arrested on 16.06.2023 and since then he is in custody near about 202 days and after completion of investigation charge sheet has already been filed against this accused/petitioner along with other accused persons on 12.12.2023 and therefore there is a change of circumstances.

Ld. Advocate for the accused/petitioner submits that in the charge-sheet in point no.18.3 it has been shown that sufficient oral, documentary and material evidences have been collected from this accused Mansur Ali @ Mansur Seikh and it was also shown that he procured and stored explosive substances and bomb-making materials for preparation of iron socket bombs to terrorize the local population and to pose their dominance in the surrounding area of Rameswarpur but there is no search and seizure list in this case to that effect and therefore it is evident that nothing was seized from the accused/petitioner. Ld. Advocate further submits that on 16.06.2023 in the search memo it is clearly written that nothing incriminating have been found from the possession of this accused/petitioner and therefore this accused/petitioner be granted by this Court.

Ld. Advocate for the accused/petitioner further submits that other co-accused persons are on bail and this accused/petitioner had attended the office of NIA on several occasions after receiving notices from NIA u/s 160 of Cr.P.C.

Ld. Advocate for the accused/petitioner prays for bail of this accused/petitioner considering his period of detention in custody of this accused/petitioner on any terms and conditions.

Ld. Spl. P.P of NIA vehemently objected to the bail prayer of this accused/petitioner and submits that allegation against this accused/petitioner are very serious in nature and this accused/petitioner is well connected with the other accused persons who have been granted bail by the Murshidabad District Court before investigation was taken up by the NIA.

Ld. Spl P.P of NIA further submits that several bail prayers of this accused/petitioner have already been rejected by this Court considering the gravity of the offence alleged and there is no change of circumstances after filing of charge-sheet in this case. Ld. Spl. PP further submits that in this case further investigation is pending and they have filed an application before this Court praying for cancellation of the bail of some of the other accused persons of this case.

Ld. Spl. PP further submits that the Ld. Advocate for the accused/petitioner brought to the notice of this Court the personal search memo of the accused/petitioner in which it is stated that there is nothing incriminating was found from the accused/petitioner and actually accused/petitioner was arrested from

Beldanga PS area after six months of the incident. Ld. Spl. PP further submits that from the statements of protected witnesses it is evident that the present accused/petitioner is very much involved in the incident wherein one bomb got exploded as result of which one person died. Ld. Spl. PP further submits that this petitioner in order to hide the crime intentionally removed one person from the place of occurrence and assisted him financially to get treatment and helped him to escape and to evade police arrest.

Ld. Spl. PP further submits that if the present accused/petitioner is enlarged on bail then there is every chance of tampering of evidence and he prays for rejection of the bail prayer of accused/petitioner Mansur Ali @ Mansur Seikh @ Manchur Ali @ Mansur Sk.

Heard both sides.

Perused the material on record and CD.

Considering the nature and gravity of the offence alleged and also considering the materials in the CD indicating the direct involvement of this accused/petitioner in the alleged offence, I am of the view that this is not a fit case to grant bail to this accused/petitioner.

Accordingly, the bail petition dated 13.12.2023 of this accused/petitioner Mansur Ali @ Mansur Seikh @ Manchur Ali @ Mansur Sk is **rejected**.

Accused Mansur Ali @ Mansur Seikh @ Manchur Ali @ Mansur Sk is remanded to J.C till 18.01.2024.

Todate (**18.01.2024**).

The bail petition dated 13.12.2023 in respect of accused/petitioner Mansur Ali @ Mansur Seikh @ Manchur Ali @ Mansur Sk is disposed of.

CD be returned.

Dictated and corrected by me

Judge
Special Court, Calcutta
Under NIA Act

Judge
Special Court, Calcutta
Under NIA Act