

Sessions Case no. 22 of 2016
S.T No 04(08) of 2016
CNR-WBCS01-000219-2016
Present: Shri Annada Sankar Mukhopadhyay
(Chief Judge in charge)
Addl. District & Sessions Judge,
Fast Track, 1st Court, Calcutta
JO Code No: – WB00863.

Order No.121 dated 22.03.2023

Today is the date fixed for production of both the accused persons before this Court, evidence of I.O and bail petition dated 16.01.2023 in respect of these two accused persons .

Both the accused persons from J.C are produced from J.C.

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

The P.O is on leave so, the evidence of I.O is deferred today.

The bail petition dated 16.01.2023 in respect of Accused No. 1 Akhter Khan @ Md. Javed @ Raju and Accused no. 2) Zafar Khan is taken up for hearing.

Ld. Advocates for the accused persons submitted that these accused persons are in custody for more or less 7 years and they have been falsely implicated in this case. It is submitted that the evidence of independent witnesses have been completed and only one witness i.e the I.O is to be examined, so there is no chance of tampering of witness and these accused/petitioners have fixed place of residence, so there is no chance of absconsion and hampering of trial. He prays for bail of these accused persons considering their long period of detention.

Ld. P.P vehemently opposed the prayer for bail of these accused persons and submitted that evidence is on the fag end only one witness is left for evidence i.e. the I.O of this case and at this stage, these accused persons have been granted bail then there will be highly chance of their absconsion and hampering of completion of trial and he prays for rejection of bail.

Heard both sides.

Perused the materials on record as well as C.D wherefrom it reveals that allegation against these accused persons are serious in nature and there are sufficient materials and evidence against these accused persons.

It also reveals from the record that the evidence is on the verge of completion and at this stage, if bail is granted then there will be highly chance of hampering of trial.

Considering such aspect of the matter the bail petition dated 16.01.2023 in respect of Accused No. 1 Akhter Khan @ Md. Javed @ Raju and Accused no. 2) Zafar Khan are rejected.

Both the accused persons are remanded to J.C till 18.04.2023.

CD be returned.

To 18.04.2023 for production of both the accused persons from J.C before this Court and evidence of I.O.

D/C. by me.

Chief Judge-in charge
City Sessions Court, Calcutta.

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