

Order dated: 17.11.2025

Today is fixed for evidence.

Accused nos 01,02 and 03 are present on call.

Accused no 05 is in custody and is produced before this court from J/C.

Accused nos 06 and 08 are absent by petition and are represented by Ld. Advocate U/S.317 CrPC.

Accused no 04 is absent on call. None takes any steps or moves or appears on repeated calls. It is now 12:45 hours.

Ld. Advocate of accused no 05 stated that he intends to decline the cross-examination of PW-32. Accordingly, cross-examination of PW-32 by accused no 05 is declined.

Though petition u/s 317 Cr.P.C is filed on behalf of accused no 08, none moves or appears on behalf of accused no 08. It is now 12:45 hours.

Considering the conduct of accused no 08, it is ordered that the petition u/s 317 Cr.P.C filed on behalf of accused no 08 is rejected being not moved.

Accordingly, it is ordered that issue W/A against accused nos 04 and 08.

Witness namely Uma Shankar Prasad is present on call.

Witness is redirected to be present on the next date fixed.

Ld. Advocate for accused no 05, Santosh Rajak files one petition along with copy of order of Hon'ble High Court at Calcutta passed in connection with CRM (DB) 302 of 2025 wherein the Ld. Court has been pleased to pass the following order:

"Accordingly, we direct that the petitioner, namely, Santosh Rajak, shall be released on bail upon furnishing a bond of Rs. 10,000/-, with two sureties of like amount each, one of whom must be local, to the satisfaction of the Learned C.J.M, Calcutta subject to condition that he shall appear before the trial court on every date of hearing until further orders and shall not intimidate witnesses or tamper with evidence in any manner whatsoever and on further condition that the petitioner while on bail shall remain within the jurisdiction of the concerned police station and shall meet the I.C of the concerned police station once in a fortnight until further orders."

In the event the petitioner fails to adhere to any of the conditions stipulated above without justifiable cause, the trial court shall be at liberty to cancel the petitioner's bail in accordance with law without further reference to this court."

As such, considering the facts and circumstances of this case and also considering the order passed by Hon'ble High Court at Calcutta, I am inclined to grant bail to the accused.

Hence it is ordered that accused no 05 namely Santosh Rajak may be enlarged on bail if he finds bail bond of **Rs.10,000/- with two sureties of like amount each, one of whom must be local**, to the satisfaction of this Court subject to condition that he shall appear before the trial court on every date of hearing until further orders and shall not intimidate witnesses or tamper with evidence in any manner whatsoever and on further condition that the petitioner while on bail shall remain within the jurisdiction of the concerned police station and shall meet the I.C of the concerned police station once in a fortnight until further orders.

In the event the petitioner fails to adhere to any of the conditions stipulated above without justifiable cause, the trial court shall be at liberty to cancel the petitioner's bail in accordance with law without further reference to this court I.d. to JC till date.

If on bail, to **20.01.2026** for appearance of accused no 05, E/R of W/A against accused nos 04 and 08, evidence of PW-32 and hearing regarding renewal of passport of accused no 03 namely Saurabh Agarwal.

D/c,

CJM, Calcutta.

