

In the Court of Municipal Magistrate, 2nd Court, Calcutta

Present : Smt. Sneha Basu

(JO Code No. WB-1437)

GR Case No.15 of 2024

(CNR No. WBCS03 000016 2024)

Order dated 22-11-2024 :-

Today is fixed for E/R of accused No. 2 and appearance of remaining accused
Accused namely Syed Nasiruddin Hossain (A-1) and Mazhar Hossain (A-3) are
absent by petition through their Ld. Counsels.

Considered and allowed

NER is received in respect of accused namely Md. Yunus @ Raja and prays for
time on the ground stated therein.

Accused person namely, Md. Yunus @ Raja @ Md. Yusuf (A-2) is present
before the court along with his Ld. Advocate and intend to surrender before the
court.

The accused person is taken into custody and remanded to JC.

Ld. Advocate for the accused No. 2 files a bail petition for praying bail of the
accused person along with fresh vokalatnama & copy of aadhar card and
undertakes that **Md. Yunus @ Raja** and **Md. Yusuf** are the same person and the
accused person will appear on each and every future date.

Ld. Advocate for the accused person moves the bail petition.

Ld. APP is present and raises formal objection.

I have heard submissions of Ld. Advocate for the parties, perused the case
record and bail petition.

On perusal of the record it appears that said accused person namely Md.
Yunus @ Raja @ Md. Yusuf (A-2) was absconding as per charge sheet and
subsequently warrant was issued against him.

Today the accused person, namely, Md. Yunus @ Raja @ Md. Yusuf (A-2) is
present before the court along with his Ld. Advocate and intend to surrender before
this court today.

Considering the facts and circumstances of the case, nature of offence and
accused namely **Md. Yunus @ Raja @ Md. Yusuf (A-2)** may be released on **Interim
Bail** by furnishing bail bond of Rs.3,000/- (Rupees three Thousand) with 01 (one)
Registered Surety on condition that the accused person will appear before the court
on each and every date of trial, in default, to Judicial Custody.

Recall the W/A upon Md. Yunus @ Raja @ Md. Yusuf (A-2)

Ld. Counsel for the accused namely Mazhar Hossain (A-3) has filed a petition
under Section 205 Criminal Procedure Code along with annexures.

Ld. Counsel moves the petition u/s 205 of cr.p.c. and prays to represent the accused
namely Mazhar Hossain (A-3) through his pleader Nandini Bhattacharya

Heard the submissions. Considered.

Perused the petition wherein accused no. 3 has stated that he is suffering from ailments and he is on medical supports. Along with the petition a medical document has been annexed.

According, this court finds it expedient to allow the prayer of the accused person no. 3 namely Mazhar Hossain, upon consideration of the petition and the medical document and in term of provision of law under Section 205 of Criminal procedure code.

The prayer of accused person namely Mazhar Hossain in the instant petition is allowed.

Hence, Ld. Counsel namely Nandini Bhattacharya is allowed to be present on behalf of accused No. 3 namely Mazhar Hossain.

It is further iterated that the accused No. 3 must be personally present if the court so directs in terms of provision under section 205 (2) of Criminal Procedure Code.

Fix 07-01-2025 for appearance

Dictated & corrected by me.

Municipal Magistrate
2nd Court, Calcutta

Later,

The bail bond is furnished. The same are found fit and accepted.

Municipal Magistrate
2nd Court, Calcutta