

ST No. 88/2024 (SC 77/2024)

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(Ref: Moyna PS case no. 79/2023 dt. 26.03.2023 and Moyna PS case no. 84/2023
dt. 29.03.2023)

Present: Shri. Shib Shankar Ghosh
Addl. Sessions Judge,
4th Court, Tamluk (In-charge)

Order no. 08 dt 25.03.2026

Today is fixed for appearance of all accused persons in both cases and ER of W/A against accused Prasanta Barman.

Accused persons in respect of Moyna PS case no. 79/23 and 84/23 namely,
1. Soumen Barman, 2. Swapan Barman, 3. Mrigen Barman, 4. Manik Das, 5. Susanta Midya, 6. Kalipada Barman, 7. Kartick Barman, 8. Shyamal Bhowmik, 9. Dipak Barman, 10. Pabitra Bhowmik @ Bappa, 11. Uttam Sing, 12. Dhruba Routh, 13. Prasanta Barman, 14. Apu Barman, 15. Swapan Mondal, 16. Chadan Barman, 17. Uttam Mondal, 18. Soumitra Bhowmik, 19. Hiralal Bhowmik, 20. Asish Bhowmik, 21. Srikanta Barman, 22. Chandan Mondal, 23. Debdas Maity. 24. Jayanta Jali, 25. Kalipada Barman, 26. Gopal Mal, 27. Srikanta Bhanja @ Biswajit, 28. Dipak Maity, 29. Surajit Bhowmik, 30. Madan Bhowmik, 31. Pintu Bhanja, 32. Kartick Ch. Barman, 33. Somesh Barai, 34. Gopal Bera, 35. Soumitra Barman, 36. Indrajit Barai, 37. Bapan Barai, 38. Gopal Ch. Mondal. 39. Ranjit Bhowmik, 40. Chandan Barman & 41. Dipak Hait are present by filing hazira.

One death report in respect of Bijay Bhowmik is received from Moyna PS vide D.R no. 1515 dt. 10.03.2026 along with a death certificate, issued by Bakcha Gram Panchayat.

Seen.

Let the case against said accused/Bijay Bhowmik be **filed for ever**.

Received unserved notice in respect of accused Pashupati Bera from Moyna PS vide D.R no. 882 dt. 10.02.2026 along with a certificate, issued by Bakcha Gram Panchayat wherein it is stated that the said accused person is not residing under this gram panchayat.

Seen.

Let the same be kept with the record.

Accused Uttam Sing files a petition submitting that accused Sujit Mondal has already been expired and prays for passing necessary order.

Perused the petition.

IO of this case is directed to submit a report regarding present whereabouts of accused Pashupati Bera and also submit a report regarding accused Sujit Mondal.

Accused persons namely, **Madan Bhowmik, Surajit Bhowmik, Dhruba Routh, Asish Bhowmik, Ranjit Bhowmik, Swapan Mondal, Uttam Mondal, Dipak Hait, Srikanta Bhanja, Jayanta Jali, Soumitra Bhowmik, Apu Barman, Soumitra Barman, Hiralal Bhowmik, Srikanta Barman, Gopal Mal, Chandan Barman, Pintu Bhanja, Indrajit Barai, Somesh Barai, Bapan Barai, Gopal Bera, Kartick Ch. Barman and Gopal Mondal** have surrendered before this Court and filed a petition praying for an order to release them on bail on the ground as stated therein. They are taken into custody and remanded to J.C till next date.

Received non execution report in connection with warrant of arrest in respect of accused Prasanta Barman from OC of Moyna PS and he prays for further time to execute the warrant.

Seen. Let the same be kept with the record.

At this stage, Prasanta Barman has voluntarily surrendered before this Court and filed a petition praying for an order to be released on bail on the ground stated therein. He is taken into custody and remanded to J.C till next date.

Recall W.A.

Copy is served upon Ld. P.P.in-charge.

Both the bail petitions are taken up for hearing in presence of Ld. Advocate for both sides.

Heard Ld. P.P in-charge as well as Ld. Defence Counsels.

Perused the petitions for bail along with the case record.

At the time of hearing Ld. Defense Counsels have submitted that no bail application is filed, pending before or rejected by Hon'ble High Court, Calcutta. They have further submitted that the accused persons are related to Moyna PS case no. 84/2023 dt. 29.03.2023 and they are not on Court bail. They have further submitted that as per order of the Hon'ble High Court, Calcutta passed in WPA no. 20349 of 2023, both the cases being nos. 79/2023 dt. 26.03.23 and 84/2023 dt. 29.03.23 have been clubbed together and notices were issued in respect of the accused persons of Moyna PS case no. 84/2023 dt. 29.03.2023 for their appearance before this Court and in pursuance of said notices, their clients have turned up before the Court and as such, they may be granted bail on any condition.

On the other hand, Ld. PP in-charge has raised formal objection.

Considering the materials on record as well as voluntariness of the accused persons to obey the process of Court, I am inclined to release them on bail. Hence accused persons namely **Madan Bhowmik, Surajit Bhowmik, Dhruba Routh, Asish Bhowmik, Ranjit Bhowmik, Swapan Mondal, Uttam Mondal, Dipak Hait, Srikanta Bhanja, Jayanta Jali, Soumitra Bhowmik, Apu Barman, Soumitra Barman, Hiralal Bhowmik, Srikanta Barman, Gopal Mal, Chandan Barman, Pintu Bhanja, Indrajit**

Barai, Somesh Barai, Bapan Barai, Gopal Bera, Kartick Ch. Barman and Gopal Mondal, they are enlarged on bail of Rs. 7000/- with two registered sureties of Rs. 3500/- each subject to the satisfaction of Ld. C.J.M, Purba Medinipur id. to J.C with condition that they shall be personally present in this court every date fixed for their appearance.

As accused Prasanta Barman jumped the condition of bail, amount of bail in his case would be little bit higher compared to that of the other accused persons. He would be enlarged on bail of Rs. 8000/- with two registered sureties of Rs. 4000/- each and said two sureties would be other than previous ones, subject to the satisfaction of Ld. C.J.M, Purba Medinipur id. to J.C with condition that he shall be personally present in this court every date fixed for his appearance.

Bail petitions thus stand disposed of.

Next date is fixed on 05.06.2026 for appearance of the accused persons, report of IO and further order.

Let a copy of this order be sent to the Ld. C.J.M, Purba Medinipur for his information and necessary compliance.

Let a copy of this order be also sent to the Officer-in-Charge of Moyna PS for his information.

Sd/-
Addl. Sessions Judge
4th Court, Tamluk(I/C).

Office of the Addl. Sessions Judge, 4th Court, Tamluk

Memo no _____ Dated:

Copy to :

1. The Learned Chief Judicial Magistrate, Purba Medinipur.
2. The Officer-in-Charge of Moyna PS.

Addl. Sessions Judge
4th Court, Tamluk(I/C).

Later

Received copy of order along with bail bonds of Rs. 7000/- with two registered sureties of Rs. 3500/- each, so furnished by Adv. Ashis Rana(Book no. 15/25) in favour of accused **Madan Bhowmik, Surajit Bhowmik, Dhruba Routh, Asish Bhowmik, Ranjit Bhowmik, Swapan Mondal, Uttam Mondal, Dipak Hait, Srikanta Bhanja, Jayanta Jali, Soumitra Bhowmik, Apu Barman, Soumitra Barman, Hiralal Bhowmik, Srikanta Barman, Gopal Mal, Chandan Barman, Pintu Bhanja, Indrajit Barai, Somesh Barai, Bapan Barai, Gopal Bera, Kartick Ch. Barman and Gopal Mondal** and law clerk Asit Kr. Bhowmik (EC 4586, book no. 15) in favour of accused **Ranjit Bhowmik, Chandan Barman, Jayanta Jali, Soumitra Bhowmik, Madan Bhowmik, Surajit Bhowmik, Srikanta Bhanjan, Pintu Bhanja, Gopal Mondal, Kartick Barman and Adv. Aditya Kr. Dey (book no. 13/2025)** in favour of accused **Swapan Mondal, Asish Bhowmik, Indrajit Barai, Gopal Bera, Somesh Barai, Hiralal Bhowmik, Soumitra Barman, Dipak Hait, Dhruba Routh, Uttam Mondal, Apu Barman, Srikanta Barman, Gopal Mal, Bapan Barai and bail bonds of Rs. 8000/- with two registered sureties of Rs. 4000/- each, so furnished by Adv. Ashis Rana (Book no. 15/25) in favour of accused Prasanta Barman** from Ld. CJM, Purba Medinipur under letter no. 573 dated 25.03.2026.

Bail bonds are found fit and accepted by Ld. CJM, Purba Medinipur.

Seen. Let the same be kept with the record.

Release the accused persons namely **Madan Bhowmik, Surajit Bhowmik, Dhruba Routh, Asish Bhowmik, Ranjit Bhowmik, Swapan Mondal, Uttam Mondal, Dipak Hait, Srikanta Bhanja, Jayanta Jali, Soumitra Bhowmik, Apu Barman, Soumitra Barman, Hiralal Bhowmik, Srikanta Barman, Gopal Mal, Chandan Barman, Pintu Bhanja, Indrajit Barai, Somesh Barai, Bapan Barai, Gopal Bera, Kartick Ch. Barman and Gopal Mondal and Prasanta Barman** at once, if they are not required to be detained in any other cases.

To-date.

Addl. Sessions Judge
4th Court,Tamluk.