

ST No.300 of 2025
(CNR No.-WBHW01-005224-2025)

Present : **Smt. Asmita Samajder**
 (J.O. Code:WB00956)
 Additional Sessions Judge,
 4th Court, Howrah.

Order No.12 dated 20-02-2026

The record is put up on the prayer of the accused Raj Kumar Shaw (in J/C), who files a bail petition along with fresh vakalatnama. Let the vakalatnama be kept with the record.

Copy of the bail petition is served upon the prosecution.

The record is thus taken up for hearing of the instant bail petition.

By filing the said petition, the accused as named above, has stated that he has been languishing in J/C since 21-06-2025; and charges have already been framed in this case against him on 29-01-2026. According to the accused Raj Kumar Shaw, there is no chance of his absconding from his address and there is no chance for him to tamper with the evidence or influence the witness in any manner whatsoever, either. On these grounds, the said accused prays for bail.

Ld. Advocate for the accused representing the accused iterates the averments of the instant bail petition and mentions that bail may be granted to the accused on any condition and prays for passing necessary order.

Ld. P.P-in-charge, on the other hand, raises vehement objection to the instant petition being allowed and submits that there is high chance of this accused absconding from trial, if bail prayer is so allowed. He then prays for rejection of the bail petition.

Perused the materials on the CD as well as those on the record. Considered.

Upon a meticulous perusal of the case record and the CD, it clearly emerges that the offences alleged are of an exceedingly grave and heinous nature. It also transpires therefrom that the charges have been framed against this accused and others on the last occasion on 29-01-2026 under Sections 61(2)(a)/140(1)/103(1)/3(5) of Bharatiya Nyaya Sanhita and alternatively, under Section 310(3) of Bharatiya Nyaya Sanhita. The nature and tenor of the accusations, coupled with the materials in the CD, disclose circumstances of considerable gravity, warranting a cautious and circumspect approach while considering the prayer for bail. Furthermore, there appears to be a reasonable apprehension that, if this accused is enlarged on bail at this juncture, he may abscond and thereby frustrate the course of justice. The possibility of his tampering with material evidence, or attempting to influence or intimidate witnesses also cannot be ruled out. The materials presently available do not disclose any such attendant factors which may clothe the accused with an entitlement to the extraordinary relief of bail at this stage.

Hence, the bail petition of the accused Raj Kumar Shaw is rejected.

Return CD.

To date.

Dictated & corrected by me;

Sd/-
ASJ

Sd/-
Additional Sessions Judge,
4th Court, Howrah