

SC No.377 of 2024

Present :: Shri Ajayendra Nath Bhattacharya
Additional Sessions Judge, 1st Court, Contai.
J.O. Code WB00819

Order No. 03, dated 23-07-2024

To day is fixed for production, hearing of bail petition dated 11-07-2024 and I.O's report.

No I.O's report is received.

Accused Debasish Mondal is produced from J/C and remanded to J/C till the next date.

In spite of direction, there is no compliance by O/C, Egra PS regarding service of intimation of bail hearing to the de facto complainant of this case.

Sri Chapal Kumar Mahapatra appeared as Ld. Special PP and files his appointment letter.

The said bail petition dated 11-07-2024 is taken up for hearing.

C.D is produced.

Ld. Lawyer appearing for the accused/petitioner Debasish Mondal submitted that the accused is innocent and has been falsely implicated in this case.

Strong objection is taken by Ld. Special PP who submits that there is sufficient materials against the accused person in the C.D. during the course of investigation.

On consideration of the materials in the the case record and the C.D., I find that though there is allegation of forceful penetration of the V.G. but, the injury report does not disclose any other injury of the victim except the rupture of hymen which is not expected in a case of forceful penetration. The accused is in custody since 08-07-2024.

Considering the period of detention and the materials on C.D. as noted above, I am inclined to release the accused Debasish Mondal on bail on furnishing bail bond of Rs.6,000/- with two registered sureties of Rs.3,000/- each, subject to the satisfaction of Ld. ACJM, Contai with further condition that he will not meet the V.G. or any other witness of this case or intimidate them and will not tampering the evidence of case, I/d to J/c till the next date.

If on bail to **09-09-2024** for appearance and I.O's report.

Let a copy of this order be sent to the Court of Ld. A.C.J.M, Contai, Purba Medinipur for information and necessary action.

C.D. be returned.

Sd/-
Additional Sessions Judge, 1st Court,
Contai.