

Order No. 01 dated 05.12.2024

Today is fixed for production of the accused persons, consideration of charge and hearing of the bail petition in respect of the accused Ripon @ Lipon Roy.

All the three accused persons namely 1) Rabi Biswas, 2) Ripon @ Lipon Roy and 3) Chandan Majhi have been physically produced from J.C.

Ld. Addl. PP, Hooghly is present along with CD representing the State Prosecution.

Ld. Advocate for the accused persons namely Rabi Biswas and Ripon @ Lipon Roy are present and filed hazirah. Accused Chandan Majhi states in open Court that there is no Ld. Advocate to represent him in this case and therefore he makes a prayer for engagement of Ld. Advocate through LADCS.

Accordingly, the Chief of LADCS has been informed and the Dy. Chief of LADCS appears on his behalf and files hazirah.

Now the matter is taken-up for consideration of charge.

Seen the materials on record wherefrom it appears that CS has been submitted against the present accused persons and three others for the offences u/s 395/397/412 of I.P.C read with Section 25/27 of the Arms Act. Materials on record reflect that apart from the present accused persons, the other three charge sheeted accused persons namely Bharat Pramanik, Soumen Hazra and Debnath Das are absconded and accordingly by order dated 10.04.2024 they were filed for the present.

Ld. Addl. PP, Hooghly submits that the offences u/s 412 of I.P.C and Section 25/27 of the Arms Act cannot be framed against the present accused persons as the same would be applicable only against the absconded accused Soumen Hazra. However, there are adequate materials to frame charge u/s 395/397 of I.P.C against the present accused persons.

Accordingly, Charge is framed against the above named three accused persons namely 1) Rabi Biswas, 2) Ripon @ Lipon Roy and 3) Chandan Majhi for the offences u/s 395/397 of I.P.C.

The substance of the accusation is read over and explained to the accused persons in bengali to which they pleaded 'not guilty' individually and claimed to be tried.

The charge so framed in the separate prescribed format is kept in the case record.

Let the accused persons be tried with the said charge.

Fixing **13.01.2025** for evidence of CSW -1 and production.

Issue summons accordingly. Prosecution to take steps.

The accused persons are remanded to J.C till such date.

D/ C by me

Sd/-

Addl. District & Sessions Judge
(3rd Court), Hooghly
WB00891

Sd/-

Addl. District & Sessions Judge
(3rd Court), Hooghly
WB00891

Later

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Bail petition so filed on behalf of accused Ripon @ Lipon Roy is taken-up for hearing in presence of both sides.

Ld. Advocate for the accused submits that the present accused was previously granted bail by the Court of Ld. CJM, Hooghly on 10.05.2023 and was released on 22.06.2023 after bail bond was furnished. The next date was fixed on 06.07.2023 for appearance. But the accused could not appear on that date as he was detained in connection with another case. Subsequently, W/A was issued on 03.08.2023. During the entire period, the abovenamed accused is in custody. Furthermore, by order

S T Case No. - 36 (12) 2024
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dated 27.03.2024 of Ld. CJM, Hooghly, it appears that he was shown arrest in this case and since then he is in custody. Contending that the accused if enlarged on bail shall attend Court on each & every date and shall not abscond, he prays for bail on any condition.

Ld. Addl. PP, Hooghly raised objection and submits that the present accused is a habitual offender and there is every possibility of his absconsion if released on bail.

Seen the materials on record.

Considered the submissions advanced by the respective sides,

It is a matter of record that the accused was on bail and subsequently was shown arrest in connection with this case when information was given that he was in custody in connection with another case. Therefore, considering the period of detention already undergone by this accused, taking note of the fact that charge has already been framed today, I am inclined to allow bail prayer.

Accordingly, the accused person namely Ripon @ Lipon Roy may find bail of Rs.2,000/- with two registered sureties of Rs.1,000/- each subject to the satisfaction of Ld. CJM, Hooghly on condition that if on bail, he shall attend the Court on each & every date to be fixed by this Court id to J.C.

To date (13.01.2025) for appearance of the accused person if on bail.

Let a copy of this order be sent to Ld. CJM, Hooghly with a request to issue release order if the bail bond furnished by the accused is found fit and the same is accepted.

D/ C by me

Sd/-

Addl. District & Sessions Judge
(3rd Court), Hooghly
WB00891

Sd/-

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(3rd Court), Hooghly
WB00891

Order No. 48 dated 04.12.2024

An intimation has been received from the Dy. Commissioner of Police, Chandernagore Police Commissionerate stating that one of the accused of this case named Bishal Das has been recently sentenced to death by the Court of Ld. Addl. District & Sessions Judge, Fast Track, 1st Court, Chinsurah, Hooghly, Sadar and he being a highly risk accused, a prayer has been made for taking necessary steps for virtual haring in respect of the said accused.

Ld. PP-in-Charge of this case has been intimated and he has made an endorsement on this intimation.

Let it be kept with the case record.

D/ C by me

Addl. District & Sessions Judge
(3rd Court), Hooghly
WB00891

Addl. District & Sessions Judge
(3rd Court), Hooghly
WB00891