

Special 62/2025
CNR no.WBHG01-004421-2025
J.O code no.WB00877

Order no.04 dt. 24.12.2025

Case record is placed before me.

Accused Rajib Nag produced before the court after completion of P.C for five days.

He is taken into custody and remanded to J/C till 06.01.2026.

Bail petition filed on behalf of the accused Rajib Nag.

Heard the learned Special P.P in-charge and the learned Defence Counsel.

Perused the case record, P.C return memo and the materials available in the CD.

It is submitted by the learned Special P.P in-charge, Hooghly that the accused was employed as field sales consultant on behalf of the company to deal with the intending customers and also to collect money from them, but unfortunately taking the advantage of his position this accused in conspiracy with other accused persons collected money from the intending purchasers through cheque, cash and QR code and transferred the same to his own account and thereby misappropriated the same for his own benefit. He further submitted that the instant case is the example of larger conspiracy between the accused persons for misappropriation huge money and by their act, they cheated not only the company but also the poor farmers/intending purchasers of tractor. Learned Special P.P in-charge prayed for rejection of the prayer for bail.

On the other hand, learned Defence Counsel submitted before the court that nothing was seized from the accused during P.C remand and P.C return memo clearly suggest no development in investigation. He further submitted that the accused was falsely implicated in this case and there is nothing in the record against the accused to establish his involvement in the alleged incident. He further submitted that FIR was lodged on 14.11.2025 and his client was arrested on 19.12.2025 and in the meantime, I.O got sufficient opportunity to collect incriminating materials, if any against his client, but surprisingly neither during that period nor during P.C remand, the I.O failed to collect any incriminating materials and no bank account or QR code was seized which clearly reflects that the allegation made against the accused was false, fabricated and manufactured.

I have gone through the written complaint wherein it has been specifically mentioned that an amount of Rs.13,39,000/- was misappropriated by the

accused Rajib Nag from the intending customers through cheque and cash. I have also gone through the materials available in the CD and statements of the witnesses recorded u/s 180 of the BNSS. Upon perusal of the CD and the materials available therein, I find sufficient incriminating materials against the accused regarding his involvement in the alleged incident. It is not disputed that the accused was employed as field sales consultant whose duty was to deal with the customers, collect money from them and deposit the same in the account of the company, but in spite of that the accused after collection of money from the customers, misappropriated the same for his own use.

Considering the nature and gravity of the offence, misappropriation of huge money involved in this case and also considering early stage of investigation, I am not inclined to enlarge the accused on bail.

Hence, the prayer for bail in respect of the accused Rajib Nag stands **rejected**.

To 06.01.2025 for production of the accused and I.O report.

CD be returned to the learned Special P.P in-charge.

Call for CD.

Dictated & corrected by me

Special Judge,
1st Court. Chinsurah

Special Judge,
1st Court, Chinsurah.