

S.C. Case No. 207/2022

Order No. 06, Dated 17/01/23

Today is fixed for hearing of the bail petition of accused Goutam Pal @ Babu.

Accused person is not produced from the J/C.

The bail application is now taken up for hearing.

Heard Ld. Advocate for accused and Ld. P.P., Hooghly. Considered.

Ld. Advocate for accused Goutam Pal submits that this accused is languishing in custody since 08/08/22. Charge-sheet is submitted long before on 02/11/22. This is a case, inter alia, u/s 307 IPC and does not demand custody trial. His presence on the date, time and place shrouded with doubts. He is a man of the locality and will not abscond, if enlarged on bail on any suitable conditions.

Ld. P.P., Hooghly placed the C.D. and folded the relevant pages thereof in light of the MOE. It is urged with height that the case is very unlikely which arose out of gang war. The victim anyhow survived, else he had to pay for his life. Grant of bail might create fear syndrome to the CS witness and thereby the trial will certainly hamper. The Ld. P.P. also apprehended his absconsion, if extended on bail. He summed up his argument praying straight rejection of his bail.

The point of argument vide referred bail matter is taken care of. The way the crime was committed and in which the victim (who is also not a man of good repute) was attempted to be killed, is certainly grave in its nature. There are serious and overwhelming materials pages after pages in the C.D. In my view, the case should be tried by keeping him behind the bar for smooth progress of the trial business, in order to avoid witnesses being influenced or terrorized or even apprehending a silent absconsion of this accused from the process of the Court.

Considering the entire matter fetching it from all corners, the bail petition of the accused Goutam Pal @ Babu stands **rejected**.

To date (01/02/23).

Dict. & Corrected by me

A.S.J.

Additional Sessions Judge, 1st Court
Hooghly at Chinsurah