

S.T. 04 (11) / 2021

(C.N.R. - WBHG05-00153-2021)

Present: Smt. Ratna Roy

(J.O. Code - WB00914)

Order No. 40 dtd. 12.09.2024

Accused person namely Bablu Sk. @ Anarul Sk., Safikul Alam @ Alo and Safikul Haque @ Rinku are produced from correctional home.

Today is fixed for evidence of PW-3 Ayan Chatterjee. He is present.

He is further cross-examined in full and discharged.

A bail petition is filed on behalf of accused Bablu Sk. @ Anarul Sk.

Heard both sides over the bail petition.

Ld. Defence Counsel submitted that Bablu Sk. @ Anarul Sk. is in custody since 07.03.2021. Evidence of all the near relatives of the victims are complete. So there is no chance of tampering with the evidence. There are 29 witnesses in the case. It will take years to complete the trial. Considering the period of detention of the accused and the time that will take for completion of the trial, bail be granted to the accused under any condition.

Ld. P.P.-in-charge opposed the bail prayer stating that the case is under section 302 of I.P.C. It may be that the evidences of the near witnesses of the deceased are over but still there are other vital witnesses in the case. The accused is resident of Murshidabad.

Considered submission of Ld. Advocates of both sides. Perused the evidence that has come on record and other materials in the record.

I find that the accused Bablu Sk. @ Anarul Sk. is the prime accused of the case. The case involves double murder. The evidence that has come on record till date chose sufficient allegation against the accused. The accused is resident of Murshidabad and from the submission as made by the Ld. Advocate for the accused he is a mason by profession. If he is granted bail at this stage, there is every chance of him absconding and the trial getting delayed. Considering the same and the nature and gravity of the case and the evidences, I do not find it fit and proper to grant bail to the accused. Hence, the bail prayer of the accused Bablu Sk. @ Anarul Sk. stands rejected.

As per prayer of Ld. P.P.-in-charge, following dates are fixed for evidence and production of accused persons:-

To **26.11.2024** for evidence of C.S.W. No.03.

To **27.11.2024** for evidence of C.S.W. No.06.

To **28.11.2024** for evidence of C.S.W. No.07.

Prosecution is directed to take steps for issue of summons upon the witnesses and to produce alamat, if any positively on the dates fixed.

Dictated & corrected by me.

Sd/- (Smt. Ratna Roy)
A.S.J.

Sd/- (Smt. Ratna Roy)

Additional Sessions Judge
1st Court, Serampore