

S.T. Case No.259 of 2026
CNR No. WBHW0100 3256 2026
Present: Sri Subhash Kumar Kar
Sessions Judge, Howrah
J.O. Code – WB00592

Order No. 04 dated 03.07.2026.

All the six accused persons namely, 1] Md. Harun Khan, 2] Rafakat Hussain @ Rohit, 3] Md. Wakil @ Munna, 4] Aslam Khan, 5] Md. Shabad Ansari @ Shadab Ansari and 6] Md. Taj are produced from correctional home.

Bail petitions are being moved on behalf of the accused persons namely, Md. Shabad Ansari @ Shadab Ansari, Md. Taj and Md. Aslam Khan.

Heard both sides on the bail petition.

Ld. Advocate appearing for the accused persons namely, Md. Shabad Ansari @ Shadab Ansari and Md. Taj submitted that the investigating agency has submitted charge sheet against them for the offences punishable U/s.103(1)/238(a)/111/111(5)/249/3(5) of the BNS read with Section 25(1B) (a)/27 Arms Act and it appears from the F.I.R. that the present two accused persons were not present at the P.O. and subsequently they were arrested and the allegations levelled against them falls U/s.238(a) and no other penal sections are applicable to them and it is prayed to enlarge them on bail.

Ld. Advocate appearing for the accused Md. Aslam Khan submitted that he is the relative of one assailant and it is shown from the record that one mobile was seized from him which belongs to one of the assailants and he does not reside in the place wherefrom the said mobile was seized and Section 111 BNS is not applicable to him as there is no material on record to show that he was connected with any crime syndicate or he harboured or concealed any other accused persons connected with the alleged crime and it is prayed to allow the prayer for bail.

Ld. Special Public Prosecutor appearing for the state opposed the payer for bail and submitted that C.S. has been submitted and sufficient incriminating materials are present against them and he referred relevant portion of the C.D. and submitted that the supplementary charge sheet has also

been submitted containing the past antecedents of the present accused persons who were connected with the similar pattern of crime and it is prayed to reject the prayer for bail.

Perused the case record.

It appears from the record that C.S. has already been submitted against all the accused persons for the offences punishable U/s.103(1)/238(a)/111/111(5)/249/ 3(5) of the BNS read with Section 25(1B)(a)/27 Arms Act and at this stage segregation of offence against each accused person is not advisable before consideration of charge against each of them and considering the entirety of facts and circumstances of the case, the prayer for bail of three accused persons namely, Md. Shabad Ansari @ Shadab Ansari, Md. Taj and Md. Aslam Khan stands rejected.

None appears for the accused Md Harun Khan and Rafaquat hossain @ Rahit and Secretary D.L.S.A., Howrah was directed to provide a defence counsel either from the panel of L.A.D.C.S. or from the panel Advocates of D.L.S.A., Howrah but no response is received.

A reminder be issued with reference to the earlier order dated 25.06.2026 to the Secretary D.L.S.A., Howrah for providing a defence counsel either from the panel of L.A.D.C.S. or from the panel Advocates of D.L.S.A., Howrah by the date fixed positively.

Fix 20.07.2026 for production of the accused persons and consideration of charge.

Let a copy of this order be given to the Secretary D.L.S.A., Howrah for information and taking necessary action.

Dictated & Corrected by me

S.J.

Sessions Judge, Howrah