

S T No.46 of 2013.

Order 139 dt 25.07.19

Today is fixed for production of accused persons, appearance of accused person on bail and further evidence of PW 19.

Three accused persons namely 1) Biswajit Majhi, 2) Subhankar Das and 3) Bulbul Halder are not produced from J/C.

Accused Debasis Dey on bail is absent by petition and Ld Lawyer for the accused by an application prays for dispense with personal attendance of the accused u/s 317 CrPC and permit him to proceed with the case in absence of the accused.

Heard both sides. Prayer is allowed.

Ld Special Public Prosecutor Sri Naba Kumar Ghosh is present, Ld Lawyers for the accused persons are present.

PW 19 Expert of CFSL, Kolkata is cross examined for accused Debasis Dey and further cross examination of the accused is deferred on prayer of defence.

Bail application of accused Subhankar Das is filed. Copy served.

Heard both sides.

It is submitted that the accused is in custody since last 7 years, there is no chance of absconding or tampering with the evidences and prays for bail. During hearing of bail Ld Lawyer for the accused frankly submitted that bail application of the accused had been rejected by Hon'ble Court.

Ld Special Public Prosecutor raised objection. During hearing it appears that bail application of the accused had been rejected by Hon'ble Court, Calcutta. It is submitted by Ld Special Public Prosecutor that only 3 witnesses left for examination for the prosecution and trial is delayed due to cease work of Ld Lawyers and he raised objection on the ground.

It appears that trial is on the verge of completion and only three witnesses left to be examined, application for bail of the accused had been rejected by the Hon'ble Court.

Considering above, this Court does not find any reason to allow prayer for bail. Prayed for bail is considered and rejected.

To date (26.07.19) for production of accused persons, appearance of accused person on bail and further evidence of PW 19.

Addl. Sessions Judge, 2nd Court, Howrah.

