

S. T Case No 352 of 2017

CNR No. WBHW01-005792-2017

Present : Sri Plaban Mukherjee (J.O Code : WB01427)

Order No.81,

Dated : 17.10.2023

The record is put up today on the strength of a put up petition, filed by the petitioner/accused, namely, Bhanu Dolui along with a petition praying for bail on the ground stated therein. Copy served upon the Ld. PP-in-Charge.

Ld. PP-in-Charge is present along with C.D.

At this stage, Ld. Advocate Sri Spandan Biswas enters his appearance in this case for the petitioner/accused person, namely, Bhanu Dolui by filing fresh vokalatnama. Let it be kept with the record.

Heard. Considered.

Prayer for putting up the case record is hereby allowed.

Now, the bail petition is taken up for hearing.

Ld. Advocate representing the accused person submitted that the accused/petitioner has been falsely implicated in this case and till date, four witnesses have already been examined. It is further submitted that the accused/petitioner is in custody since the inception of this case i.e. 17.03.2017 and another co-accused is already on bail. It is further submitted that no bail petition is pending or rejected by the Hon'ble High Court at Calcutta. Accordingly, Ld. Advocate for the accused/petitioner prays for bail.

Ld. PP-in-Charge raised vehement objection against the petition of bail.

Perused the bail petition, the case record as well as the C.D and comparing the same with the evidence on record, it appears that four witnesses have already been examined in this case and the Ld. PP-in-Charge has not tendered other two witnesses i.e. C.S.W-3 & 4 by filing a petition, out of 13 cited witnesses. It also appears that the prosecution witnesses, during their evidence, pointed principal allegation against the present accused/petitioner.

Considering the above facts and circumstances, nature of allegation and the advanced stage of the trial, I am not inclined to enlarge the accused/ petitioner on bail at this stage.

Hence, the prayer for bail stands rejected.

Return C.D.

To date i.e. 10/01/2024 and 11/01/2024 for production, appearance and evidence.

Dictated & Corrected by me.

A.S.J, 1st Court, Howrah.

Additional Session Judge,
1st Court, Howrah.