

S.T. Case No.64 of 2023
CNR WBHW01-001459-2023
Present: Smt. Sonia Majumdar
Sessions Judge, Howrah.
J.O. Code – WB01128

Order No. 11 dated 26.09.2023.

The record is put up today on the basis of a put up petition.

One bail petition is filed on behalf of the custody accused Amit Gupta @ Chotu. Copy served.

The bail petition is taken up for hearing.

Ld. Advocate for the accused/petitioner has submitted that investigation has already been completed and there is no reason to detain the accused/petitioner in custody and that he is innocent and has been falsely implicated in this case.

Ld. P.P. in charge submits that admittedly the bail prayer of the present accused/petitioner was rejected by the Hon'ble High Court, Calcutta vide CRM (DB) 437 of 2023 dated 03.02.2023.

Heard both sides. Perused the materials on record. Considered.

On consideration of the same I find that Hon'ble High Court, Calcutta has been pleased to rejected the bail application of the accused u/s.439 of the Cr.P.C. on 03.02.2023 after submission of charge sheet. Thereafter, charge was framed against this accused along with another accused person u/s. 489B/489C/120B of I.P.C. and evidence in chief of P.W.1 was completed and several documents were exhibited and cross examination of P.W.1 took place on 04.05.2023, 13.07.2023 and 11.08.2023 and next date i.e. 16.10.2023 is fixed for further cross examination of P.W.1. On consideration of the same I find sufficient incriminating materials against the accused person.

Considering entire facts and circumstances of the case, materials on record and nature of offence alleged and also considering the fact that the Hon'ble Court has been pleased to reject the prayer for bail of the present accused/petitioner, I am not inclined to allow the prayer for bail of the accused Amit Gupta @ Chotu.

Hence, the prayer for bail of accused/petitioner Amit Gupta @ Chotu stands rejected.

To date (16.10.2023).

Dictated & Corrected by me

S.J.

Sessions Judge, Howrah.