

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE, 2ND COURT,
ULUBERIA, HOWRAH**

Present : Rajesh Kumar Singh, Addl sessions Judge (JO Code : WB 01300)

S.C. No. 54/ 2022 (New S.C. No.48/2022)

CNR No.WBHW09-000630-2022

Order No.08, dated 06.08.2022:

Today is fixed for production and nomination of Addl. PP in-charge and hearing of bail application.

The sole accused person namely, Keya Sarkar has been produced from the Correctional Home.

The accused is remanded to further J.C.

Ld. Advocate for the accused is present and moves the application for bail and submitted that the accused is innocent, she is in custody since 20.01.2022. The investigation of the case has been completed and the charge sheet has been filed. The deceased himself jumped from the balcony of the flat of the accused and died. No one is there to look after the daughter of the accused. The accused is innocent and therefore she may be released from the custody.

Ld. PP in-charge is present and opposed the bail.

Heard both sides.

Perused the materials on record and in CD. It appears that the deceased died due to falling from the flat of the accused. There was scuffling between the accused and the deceased before the incident and in the said scuffling the accused also sustained injuries. The deceased was friend of the accused and the husband of the de-facto complainant. The deceased usually used come at the house of the accused and also used to stay there in the night. The accused was last seen with the deceased before the death. The death occurred by falling from the balcony of the accused flat. The allegation is that there was illicit relations between the accused and the deceased. The fact and circumstances of the case support the allegation of the de-facto. The fact and the circumstances, in which the incident occurred, it indicates *prima facie* the present accused petitioner as only probable offender. The *de-facto* complainant and other vital witnesses are yet to be examined. Considering the gravity of the offence, material of evidence against the present accused petitioner, the fact and the circumstances of the case and the alleged illicit relations, it appears that it is a very fit case for custody trial. Accordingly, I am not inclined to enlarge the accused on bail.

Hence, the application for bail is rejected.

To 08.09.2022 for production and charge.

D/C by me.

ASJ, 2nd Court,
Uluberia, Howrah.

Additional Sessions Judge, 2nd Court,
Uluberia, Howrah.
(JO Code : WB 01300)