

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

**Present : Smt. Atrayee Manna Chowdhury, of ASJ, 2nd Court, Uluberia, Howrah  
(JO Code : WB 00848)**

**S.T. No. 104/2023 (New S.T. No.105/2023)**

**CNR No.WBHW09-001319-2023**

**Order No. 15, dated 22.09.2025:**

Today is fixed for hearing of the prayer for bail submitted on behalf of accused Sk. Md. Samir.

An application is submitted on behalf of the other accused namely, Sk. Arif @ Arif Mohammad praying for his release on bail.

Ld. Advocates for the accused persons are present.

Ld. Addl. PP in-charge is also present with the CD.

Both the applications are taken up for hearing.

Perused. Heard both sides.

Submitting the applications, Ld. Advocates for the accused persons prays for bail on the ground that they are in custody since long, they shall not abscond or tamper with evidence. It is submitted on behalf of accused Sk. Md. Samir that complainant had already been examined and there are several discrepancy in his evidence. It is also added that at the relevant point of time accused was not fully aware of the gravity and nature and legal consequences of the alleged acts and being young may have been influenced or misled and now realises the seriousness of the situation and assures full cooperation with the trial. It is submitted on behalf of accused Sk. Arif that he is innocent and has been falsely implicated in this case. It is further stated on behalf of both the accused persons that Hon'ble High Court was pleased to reject their prayer for bail.

Ld. PP in-charge raises strong objection against the prayer for bail stating inter alia that incriminating materials have been collected against the accused persons. It is also submitted that trial has commenced and at this stage if the accused persons are enlarged on bail there is every possibility of them tampering with evidence, which may derail the fair proceedings of the trial.

Perusal of the record as well as the case diary reveals that offence alleged is grave. Incriminating materials are said to have been collected against the accused persons. Trial has already commenced. Local witnesses are yet to be examined. Admittedly, Hon'ble High Court has been pleased to reject the prayer for bail of both the accused persons. In view of the aforesaid facts and circumstances, I am not inclined to enlarge the accused persons on bail at this stage.

Accordingly, prayer of bail of accused Sk. Arif @ Arif Mohammad and Sk. Md. Samir are rejected.

Return CD.

To date **(11.12.2025)**.

D/C by me.

ADJ 2<sup>nd</sup>, Uluberia.

Additional Sessions Judge,  
2<sup>nd</sup> Court, Uluberia, Howrah.