

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

**Present : Sri Anirban Chowdhury, ADJ, Uluberia,**

**In-charge of ADJ 2<sup>nd</sup> Court, Uluberia, Howrah ((J.O. Code : WB 00814)**

**Sessions Trial No. 117 of 2022 (134/2022)**

**(CNR No:WBHW09-001813-2022)**

Serial No.	Date	Order with signature of court	Office Note/Remarks
18	05.03.2025	<p>Today is fixed for hearing of bail petition dated 01.03.2025.</p> <p>Hajira has been submitted on behalf of the accused petitioner as well as Ld. Prosecutor.</p> <p>Ld. Advocate for the accused person and Ld. APP are present.</p> <p>Heard both sides.</p> <p>Considered.</p> <p>Ld. APP opposed the prayer for bail citing one order passed by the Hon'ble Court on 03.04.2023.</p> <p>Ld. Counsel on behalf of the defence has relied on a judgment dated <b>2024(4) AICLR 92 (S.C)</b>.</p> <p>Upon consideration I find that the facts involved in that case here not identical with that of this case.</p> <p>Ld. Advocate for the defence prayed for enlarging the accused petitioner on bail stating, inter alia, that the accused is a patient of H.I.V. and also that he is suffering incarceration without any development in trial since long.</p> <p>Record reveals that the case was received at this court after commitment on 21.12.2022. Earlier identical opportunity of the accused petitioner was turned down by this court vide order no. 5 dated 10.01.2023. Thereafter charge was framed on 16.05.2023. On two occasions CSW – 1 could not be examined despite his attendance in court. Next date has been fixed on 27.03.2025.</p> <p>Considering all aspects I am of the opinion that prosecution is entitled to get an opportunity to commence trial.</p> <p>Hence, the prayer for bail stands rejected.</p> <p>To date i.e. (<b>27.03.2025</b>) for evidence of CSW – 1.</p> <p>Prosecution remains of their production of witness on the next date fixed.</p> <p style="text-align: center;">(Sri Anirban Chowdhury) Additional Sessions Judge 2<sup>nd</sup> Court, Uluberia. (J.O. Code : WB 00814)</p>	