

**Sessions Case No.46/2022**

Present : Papiya Das (J.O.No. WB00736)

Additional Sessions Judge,  
Alipurduar.

Order No. 19, dt. 08.08.23.

Today is fixed for report from Superintendent, District Correctional Home, Alipurduar.

Accused Bablu Bagchi is produced from J/C.

Received report from Superintendent, District Correctional Home, Alipurduar along with medical report and pathological report, wherefrom it appears that the patient is clinically fit and perform normal duty and day activities. Let the same be kept with the record.

One bail petition is filed on behalf of the accused Bablu Bagchi praying for bail.

Heard Ld. Defence counsel as well as Ld. P.P.

Perused the materials on record.

Ld. Defence counsel submits that the accused is in custody since 27.11.2021 and suffered detention for a long time. He further submits that the accused is not FIR named and has been arrested in this case on the basis of complicity and the theory of last seen together. Again he submits that the case is in evidence but since last few days no witness has turned up. He thus prays for bail on any condition.

Ld. P.P submits that the accused is a 'tantrik' and he sacrificed the minor victim for his 'tantrik' activities. Again he submits that the instant case is a heinous one and thus raises strong objection against bail prayer of the accused.

I have thoroughly and meticulously gone through the materials on record as well as the evidence so far adduced by the witnesses wherefrom I find that there are sufficient evidence against this accused person. The offence is a heinous one. In my considered view if the accused be enlarged on bail then there will be every possibility of his absconcion which adversely will affect the prosecution case. Moreover, if he released on bail, then there will be possibility of tampering evidence and influencing reliable witnesses.

Considering the nature and gravity of the alleged his bail is hereby **rejected**.

Fix 25.08.2023 for production and evidence.

Dict.& corr. by me

Addl. Sessions Judge,  
Alipurduar.

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