

Special Case No.61/2022

Present :Smt. Papiya Das (J.O.No. WB00736)
Judge, Special Court,
Alipurduar.

Order no.15
dt.16.03.23.

Record is put today by a petition filed on behalf of the accused Samir Khan @ Samir Islam.

Accused Samir Khan @ Samir Islam is in J/C.

Another petition together with the net copies of the orders passed by the Hon'ble High Court, Circuit Bench at Jalpaiguri in C.R.M.(DB) No.12 of 2023 dated 31.01.2023 and modified order dated 10.03.2023 passed in C.R.A.N 1 of 2023, u/s 439 of the Code of Criminal Procedure is filed by the Ld. Advocate on behalf of the accused. An affidavit has been sworn by the Ld. Advocate to the effect that the said net copies of bail orders are genuine one and prays for release of the accused person on bail.

Perused the orders passed by the Hon'ble Court.

Further perused the affidavit sworn by the Ld. Advocate.

Considered.

It appears from the said orders that the Hon'ble High Court (Circuit Bench at Jalpaiguri) has been pleased to pass order by granting bail to the petitioner on condition that the petitioner furnishes bond of Rs.5,000/- with two sureties of like amount each, one of whom must be local, (subsequently modified the bail order and directed that the petitioner shall be released on upon furnishing a bond of Rs.5,000/- with two registered sureties of like amount each) to the satisfaction of the learned Special Judge under POCSO Act at Alipurduar and further condition that the petitioner shall not leave the territorial jurisdiction of the trial court during the entire period of trial and shall attend the trial on each and every date and the petitioner shall not make any inducement, threat or promise to any person acquainted with the facts and circumstances of the case so as to dissuade such person from disclosing such facts to any police officer or the court and/or tamper with the evidence in any manner whatsoever.

In view of the order of the Hon'ble Court, the accused Samir Khan @ Samir Islam may find bail bond of Rs.5,000/- with two sureties of like amount each, to the satisfaction of Ld. ACJM-II, Alipurduar, on condition that the petitioner shall not leave the territorial jurisdiction of this Court during the entire period of trial and shall attend the trial on each and every date and shall not make any inducement, threat or promise to any person acquainted with the facts and circumstances of the case so as to dissuade such person from disclosing such facts to any police officer or the court and/or tamper with evidence in any manner whatsoever, i.d. to J/C.

As this Court of Additional Sessions Judge has no register of sureties for furnishing bail bond, let the order sheet be sent to Ld. ACJM-II, Alipurduar for furnishing bail bond and taking necessary action.

To date (01.06.23) for appearance.

Dict.& corr. by me

Judge, Special Court,
Alipurduar.

Judge, Special Court,
Alipurduar.