

Special Case No. 9/2024

R-9/24

Present : Sri Bidyut Kumar Roy
Judge, Special Court,
3rd Court, Malda (I/C).

Order No. 43 dated 11-11-2024

Record is put up today on the prayer of accused Nasim Sk. who has been arrested on 13-07-2024 and has been detained in JC. And prayed for bail in accused and inserting the ground therein.

Ld. Defence Counsel and Ld. PP are present before this Court.

Bail petition filed by Sasim Sk. is taken up for hearing.

Ld. Advocate for the accused submits that the accused person has been detained in JC since the date of arrest I.e on 13-07-2024 and also submits that he has not preferred any bail application before any higher authority and no bail application is also pending and also submits that this accused is not named in the FIR and his name has subsequently been transpired in the CS. He also submits that other co-accused have already been enlarged on bail by the Hon'ble High Court and anticipatory bail application some of the accused has also been granted by Hon'ble court. He further submits that this accused also standing on the same footing prayed for bail on any condition.

Ld. Spl. P.P. is very much present to submit that this accused is not named in the FIR and other co accused after submission of the CS has also been granted in anticipatory bail and bail has also been granted u/s 439 Cr.P.C also and as such he placed the matter before Court for consideration.

Having heard submission of Ld. Advocate both sides and also after considering the fact of detention of this accused in the JC and has the other co accused are enlarged on bail and since this accused was not named in the FIR and as investigation process has also been over so considering that aspect this court is of consider view that bail prayer of the accused is considered and allowed.

Thus, the accused persons namely, Nasim Sk. may find interim bail of Rs. 4,000/- with two sureties of Rs. 2,000/- each to the satisfaction of Learned C.J.M., Malda, on condition that on being released on bail the accused person shall appear on each and every fixed date before this Court and shall not leave the jurisdiction of the local P.S. till disposal of this case and the accused persons shall not tamper evidence or intimidate the witnesses, i/d remanded to J.C.

Bail bond registered is lying in the office of Ld. CJM, Malda.

Let a copy of this order be forwarded to the Learned C.J.M., Malda for information and necessary action.

1. Todate i.e on **25-11-2024** for production, appearance and ER of WA.

Sd/-

**Addl. Sessions Judge,
3rd Court, Malda (I/C).**