

**Sessions Case No. 120 of 2017**

Present : Sri S.K. Sharma  
Addl. Sessions Judge,  
3<sup>rd</sup> Court, Malda.

**Order No. 68 dated 18-02-2020**

Accused persons Tahirul Sk. and Sani @ Sanyrul Sk. are produced from J.C. Accused Karimullah Sk. on bail is present.

Ld. P.P. in-charge is present with one witness namely, Subimal Ch. Dey.

The witness is examined, cross-examined as PW15 and discharged.

Endorsement of the witness on the written complaint is marked as Exhibit-9 and formal FIR and endorsement and signature of I.C., Kaliachak P.S. thereon are marked as Exhibit-10 & 10/1 respectively.

No other witness is present today.

Ld. P.P. in-charge prays for fixing a fresh schedule.

Accused Tahirul Sk. files bail petition.

Bail petition is moved.

Ld. Advocate for the accused person submits that the accused is in custody for three years. He also submits that the accused is a local person and one of the co-accused namely, Karimullah has been granted bail by the Hon'ble Court. He prays for releasing the accused on bail.

Ld. P.P. in-charge opposes the bail prayer and submits that releasing the accused person on bail will frustrate the trial.

Perused the case record.

The accused is facing trial on the charge under Section 302/376D/201 read with Section 34 of the IPC. The bail prayer of the accused persons has been refused by the Hon'ble Court. There appears recovery of certain belongings of the deceased from these accused persons. Evidence as to the call details and tower locations of the relevant mobile numbers is yet to come. The offence is certainly heinous one.

Considering the circumstances, I am not inclined to allow the bail prayer. Thus the bail petition is rejected.

After hearing both the sides, **23-03-2020, 24-03-2020 and 25-03-2020** are fixed for examination of the remaining prosecution witnesses.

Prosecution is directed to take all necessary steps to ensure attendance of the witnesses on the dates fixed.

Accused Tahirul Sk. and Sani @ Sanyrul Sk. are remanded to J.C. fixing 23.03.2020 for their production.

Accused on bail as before.

Dictated and Corrected by me

Addl. Sessions Judge,  
3<sup>rd</sup> Court, Malda.

Addl. Sessions Judge,  
3<sup>rd</sup> Court, Malda.