

Special Case No. 14/2024

Present : Sri Bidyut Kumar Roy
Judge, Special Court,
ADJ 3rd Court, Malda (i/c).

Order No.28
26-11-2024

Today is fixed for production and IO's report.

Bail petition is filed on behalf of accused Tahir Sk. and Biyol sk @ Biol Sk. by his conducting Advocate after duly countersigned by the Ld. Spl PP.

Ld. Advocate of both side are very much present.

Heard their submission. Considered.

Ld. Defence Counsel in course of making submission pointed out the fact that this accused has been returned from PC yesterday without any fruitful result and as such he prays for bail accused in any condition.

Ld. Spl is very much present who submit that it is an early stage of investigation and prosecuting agency has taken PC and also submit that in this connection 47 bottles of phensedyl has been recovered and though there is no recovery from this possession of this accused, yet after considering their involvement in commission with the offence has alleged and after considering the early stage of investigation this court is not inclined to consider their prayer for bail.

Accordingly, prayer for bail of accused Tahir Sk. and Biyol sk @ Biol Sk. is consider and rejected.

They are remanded to JC till **10-12-2024**.

To date (**10-12-2024**) for production and IO's report.

Later:

IO of this case has submitted a separate petition for jail interrogation of accused Jahar Ahmed @ Mosaraf Sk. who is detained in Malda District Correctional Home in connection with Baishnabnagar PS case no. 896 of 2024 by insurting the ground therein and that has also been authorised the submitting separate petition by the Prosecution insurting the fact therein that investigation in this case is being conducting by CID, Malda West Bengal in view of the order of the Hon'ble Court passed in CRM (A)-3744/2024.

I have heard submission of Ld. PP and IO of this case has also very much present .\

Heard his submission also.

After considering the submission of the Ld. PP and so also the prayer of the IO as well as the PP, this court is of considered view that for the sake of proper investigation in order to unvailed the actual truth prayer for jail interrogation of IO is considered and allowed.

IO of this case is therefore permitted to interrogate the pryer named accused Jahar Ahmed @ Mosaraf Sk.

Superintendent Malda District Correctional Home is directed to co operate with the IO in this regard and accordance with jail code.

Let a copy of this order be supplied to IO for his information and compliance.

Another copy of the order be sent to the Superintendent Malda District Correctional Home for his information and taking step.

Sd/-

*Judge, Special Court,
ADJ 3rd Court, Malda (i/c).*