

SC-63(01)2017
CIS No. 63/2017
CNR No.WBND01004332017

Present: Sri Basant Sharma, ADJ 3rd Court, Krishnagar, Nadia.
(JO Code-WB00874)

Order No. 67
dt. 08.01.25

Today is fixed for E/R of W/A.

No ER of WA has been received.

Accused persons namely Saikat Biswas, S/o- Safiuddin Biswas, Village-17 No Joynal Abedin Road, Chandan Sarkar Para (Fakirpara), PO- Krishnagar, P.S Kotwali, Nadia and Jahanara Biswas, W/o- Safiuddin Biswas surrenders in the Court. They are taken into custody and remanded to J/C.

At this stage Ld. Advocate on behalf of the accused Saikat Biswas and Jahanara Biswas files a petition for bail.

The copy of the bail petition served to the Ld. PP in charge.

Ld. Defence Counsel submitted that the accused persons were on bail and they are facing the trial in this case. However, on 11.07.2024 accused persons failed to appear in the Court and as such the W/A was issued against them. It is also submitted that the matter has been settled between the parties and both the defacto complainant as well as accused Saikat Biswas are staying together as husband and wife since long time and due to improper communication to the accused persons they could not attend the Court on the previous date fixed. It is further submitted that the absent of the accused persons on the previous date was unintentional and according the Ld. Advocate for both the accused persons prays for bail on any terms and condition.

Ld. PP in charge raises objection for grant of bail. The defacto complainant Sonia Aziz also appears and files an affidavit stating that she is staying with her in-laws and husband at present and she has no objection if the accused persons are granted bail.

Heard both sides

Perused the case record.

It appears that the W/A was issued against all the accused persons on 11.07.2024 after they were found absent without step. It further appears that accused persons are facing trial in this case and some of the witnesses including the defacto complainant has also been examined. It further submits that the defacto complainant and accused persons are living together. Moreover, today both the accused persons voluntarily surrendered before the Court and one of the accused namely Jahanara Biswas happens to be mother -in -law of the defacto complainant and she is old aged woman. It is also submitted that the accused Sakait Biswas is working as Civil Engineer. Further, it has been submitted by the defacto complainant she has no objection for grant of bail of the accused persons. Considering the submission made before me and as well as considering the age and also the ground stated there in , I am inclined to allow the prayer for bail.

Accused persons Saikat Biswas and Jahanara Biswas be released on interim bail of Rs. 6,000/- with two registered sureties of Rs. 3000/- each to the satisfaction of the Ld. CJM,

Nadia on condition to appear before the Court regularly on every dates fixed without fail. The interim bail is valid till next date (25.04.2025) i.d. to J/C.

Recall W/A against the accused persons namely Saikat Biswas and Jahanara Biswas.

To 25.04.2025 for appearance, if on bail/ ER of W/A.

Let a copy of this order be forwarded to the Ld. CJM, Krishnagar, Nadia, for information and necessary action.

Dictated and corrected by me.

Sd/-
Additional Sessions Judge,
3rd Court , Krishnagar, Nadia.

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3rd Court, Krishnagar, Nadia.