

SC-291(11)2021
CIS No. 291 of 2021
CNR No. WBND010050972021

Present: Basant Sharma, ADJ 3rd Court, Krishnagar

Order No. 52 dt. 01.10.24:

Today is the date fixed for evidence.

Out of five accused persons two on court bail are present by filing hazira

Other two accused persons on court bail also are absent by filing a petition u/s- 317 Cr.P.C.

Heard both sides. The prayer is allowed.

Another accused person namely Tohara @ Tahura Mondal is produced from J/C.

No witness is present.

Ld. Advocate for the petitioner/ accused Tohara @ Tahura Mondal files a petition for a bail on behalf of the accused.

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

It is submitted that accused Tohara @ Tahura Mondal is in custody for about 2 years and the evidence of this case is going on. It is further submitted that the charge has already been framed against the accused and investigation is already over and as such there is reason for custodial detention of the accused in this case. It is further submitted that other co- accused persons on same footing are on bail and if the bail is granted petitioner/ accused shall not abscond or leave the jurisdiction of this Court. Therefore, Ld. Advocate for the accused prays for grant for bail of petitioner/ accused Tohara @ Tahura Mondal on any terms and condition.

Ld. PP raises strong objection for grant of bail.

Heard both side.

Perused the case record.

It appears that allegation is serious and specific against this accused person regarding her alleged involvement in committing murder of Mamtaj Bibi and her daughter Muskan Mondal. It further appears that 10 prosecution witnesses have been examined in this case so far and most of the witnesses have spoken about the involvement of the accused in the alleged crime. Moreover, also considering the nature of allegation against the accused, materials on record and also the nature of gravity of the offence, and as Hon'ble High Court, Calcutta has been pleased to reject the bail application of this accused/petitioner, I am not inclined to allow the prayer for bail. Therefore, the bail application of the accused Tohara @ Tahura Mondal is considered and rejected.

Fix 09.12.2024 for evidence of CSW- 23

Dictated and corrected by me

Additional Sessions Judge,
3rd Court , Krishnagar, Nadia.

Sd/- Additional Sessions Judge,
3rd Court, Krishnagar, Nadia.
JO Code-WB00874

