

SC 04(06) 2022
R No. 187/2022
Present: Monodeep Dasgupta (WB 00967)
Additional District & Sessions Judge
Fast Track Ranaghat, Nadia

Order No. 09, dated 30.07.2024

Today is fixed for production and evidence.

Both the accused persons Pratul Chand and Bappa Biswas are produced from J/C.

Ld. P.P Milan Sarkar is present and submits that no witness are present today.

The Ld. Counsels for the accused persons are present.

For ends of justice the case stands adjourned.

At this stage, a bail petition is filed on behalf of the accused persons Pratul Chand and Bappa Biswas.

Record is taken up for the above purpose.

Perused the bail petition filed u/s 439 Cr.P.C on behalf of the accused persons Pratul Chand and Bappa Biswas. and other materials on record.

Ld. P.P produces the case diary.

Heard Ld. Counsel for the accused persons who prays for bail of the accused persons on detention ground. It is further submitted that the accused persons have suffered a long period of detention and their further custodial detention is not necessary for the purpose of trial.

Heard Ld. P.P who raises objection against the prayer for bail stating that there are specific allegations against both the accused persons in the CD. It is further submitted on behalf of Ld. PP that previous bail application of the accused persons have been rejected by the Hon'ble High Court. Ld. PP further submits that taking into account the involvement of both the accused persons in the commission of the alleged offences, which provides for exemplary punishment, the tangible materials in C.D against them, their bail prayer filed today is to be rejected.

Considered the submissions and perused the C.D.

It appears to this Court on perusal of the materials contained in the C.D that there are specific allegations against both the accused persons for the offences which provides for exemplary punishment. The previous bail application of the accused persons have been rejected by the Hon'ble High Court. Sufficient materials exists in the C.D against both the accused persons. Trial is in progress. The other prime witnesses is yet to be examined. There are every chances of absconsion of the accused persons if they are released on bail at this stage.

Considering the tangible materials in CD against the accused persons, the specific allegations against them, the severity of the punishment prescribed for the alleged offences, the previous rejection of their bail application by the Hon'ble High Court, this Court is not inclined to release them on bail at this stage.

Accordingly, the bail petition filed today u/s 439 Cr.P.C on behalf of the accused persons Pratul Chand and Bappa Biswas is considered and rejected at this stage.

The accused persons be remanded to J/C.

Fixing 30.09.2024 for production and evidence.

Return C.D.

Dictated & Corrected by me

Additional District Judge,
FTC, Ranaghat (Nadia).

Additional District Judge,
FTC, Ranaghat (Nadia).