

S.C case No.33 of 2023[CNR No.WBNP01-000476-2023]

[G.R case No.3865 of 2022]

Order No.9  
dated 18.07.23

Record is put up today on prayer of the accused persons namely Suman Mondal, Sk Kamal Hossian alias Raja alias Birbal, Md Sarif alias Akash alias Bhupo and Sk Rakesh Ali who also filed a joint petition for bail .

Copy served upon the prosecution. Objection raised.

Ld Advocate for the accused persons and the Ld PP-in-Charge are present.

Ld Advocate for the accused persons submits that that the accused persons are being detained in Judicial Custody since long. He also submits that the accused persons are innocent and no way connected with the offence as alleged. He further submits that the accused persons will face the trial if released on bail and will appear before this Court regularly by abiding to any condition imposed by this Court. He also disclosed that earlier bail petitions at the instance of these accused persons were rejected by the Hon'ble High Court.

Ld PP-in-Charge vehemently opposed the bail prayer by submitting that the nature of offence is serious and there is every risk of abscondence and tampering of evidence.

Considering the seriousness of the offence, nature of allegations and also considering the fact that their bail petition has been rejected before the Hon'ble High Court, Calcutta, I am not inclined to allow the bail prayer of the accused persons at this stage.

Hence, it is

**Ordered**

that the bail prayer under Section 439 of Cr.P.C of accused persons namely Suman Mondal, Sk Kamal Hossian alias Raja alias Birbal, Md Sarif alias Akash alias Bhupo and Sk Rakesh Ali is considered and rejected.

Nothing observed herein above shall amount to any expression on merits of the case as the facts have been scrutinized for the limited purpose of deciding the instant bail application.

Todate.

Dict.& corrected by me,

Judge, Special Court.

Judge, Special Court.  
3<sup>rd</sup> Court, Barasat.  
[J.O Code No.WB-01309]