

**In the Court of the Additional District & Sessions  
Judge, FAST TRACK 2<sup>nd</sup> COURT Bongaon, Dist.- North  
24 Parganas**

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Before

Shri SUTIRTHA BANERJEE,  
WBSJ, J O Code (UID No.) –  
WB980  
Additional District & Sessions Judge,  
FAST TRACK 1<sup>st</sup> COURT  
Bongaon, Dist.- North 24 Parganas.  
[in charge]

**CNR NO.- WBNP 0600 0682 2025**  
**SC No.- 100 of 2025**  
**arising out of**  
**GR Case No.- 3694 of 2024**  
**arising out of**  
**Bagdah PS Case No.- 1057 dated 08/11/2024**  
**Charge-sheet submitted punishable under**  
**sections**

**Order no. 4 dated 5/5/2025**

Out of ten (10) accused seven (07) accused are produced physically and three (03) accused **Subrata Mondal, Niloy Ghosh and Suman Biswas** are produced virtually.

The Ld. Spl. PP-in-Charge is present through audio video linkage.

Bail petitions filed for accused Subrata Mondal, Debabrata Mondal, Nabeen Biswas, Suman Sadhukhan, Sujoy Roy@Raja, Niloy Ghosh, Subrata Bala@Partha, Udayan Biswas @ Uday.

**No bail petition filed for accused Suman Biswas and Arindam Biswas. Said two accused are remanded to judicial custody till 19/5/2025.**

The Ld. Advocates representing the accused persons Subrata Mondal, Debabrata Mondal, Nabeen Biswas, Suman Sadhukhan, Sujoy Roy@Raja, Niloy Ghosh, Subrata Bala@Partha, Udayan Biswas @ Uday have prayed for bail on ground of false implication, long detention and fact that there is no chance of their absconsion. It is also reiterated by Ld. Advocates that evidence in the case being primarily of documentary nature and charge-sheet having been submitted there is no chance of tampering of such evidence if accused are released on bail.

Reiterating the grounds as mentioned in the bail application the **Ld. Advocate Shri Mrinmay Basu** representing the accused **Suman Sadhukhan** has submitted that only two personal mobile phones were seized from his client. The prosecution has failed to mention any other case number in which this accused is involved, nor any prevision conviction has been brought on record and as such the alleged penal sections are not application against this accused who is languishing behind the bar since 13/12/2024.

The Ld. Advocates on behalf of all the accused persons praying for bail have also submitted that all the accused are of young age and they have permanent hearth and home with the jurisdiction of this Court. There is no chance of their absconding. The accused will face the trial which will take long time since the charge-sheet is voluminous in nature. The Ld. Advocates on behalf of the accused persons have prayed for releasing the accused on bail at least interim on any stringent conditions and they will abide by the same.

Raising strong objection the Ld. Spl. PP-in-Charge has highlighted that total number of items seized from all the accused persons are numerous. Ld. Special Public Prosecutor in charge has submitted that all the accused persons are part of a big racket and crime has international dimension. Chance of absconsion is high. Ld. Special Public Prosecutor has drawn my attention to rejection of several previous applications for bail of accused persons and has submitted that large number of them were rejected after submission of charge-sheet.

Referring the case of **Pallavi Mishra v. State of Odisha : 2024 SC OnLine Ori 1919** the Ld. Spl. PP-in-Charge has pleaded that there is no chance of circumstances since successive bail applications were rejected and as such the present bail applications being succession applications are not permissible under law.

The Spl. PP-in-Charge has argued that this case relates to economic offence having huge bearing on the national economy. The case is at the verge of trial. The accused may flee from justice. It is fit case for custody trial. In the above circumstances the Ld. Spl. PP-in-Charge has prayed for rejection of all the bail application.

Considered the materials on record including F.I.R., the memo of evidence and the case diary.

Accused persons being part of a racket are alleged to have created several private companies and several bank accounts were opened and operated in names of such companies which were used to channel proceeds of crime which was also used to invest in Crypto Accounts.

The Ld. PP-in-Charge has submitted that more than 350 crores have been credited in the bank accounts of all the accused persons.

The case record further brings into light that several bail applications of accused persons vide **CMC Nos.- 575 of 2024, 577 of 2024 and 42 of 2025** were already rejected before filing of charge-sheet and **CMC No.- 45 of 2025, 46 of 2025, 61 of 2025, 62 of 2025, 68 of 2025, 80 of 2025, 84 of 2025, 93 of 2025, 94 of 2025, 102 of 2025, 105 of 2025, 110 of 2025, 120 of 2025 and 142 of 2025** were rejected after submission of charge-sheet by this Court on earlier occasions.

It is also glistens that several other cases have been registered against the accused persons in different places vide **Santragachi PS Case No.- 15 of 2024 dated 19/02/2024, Chandannagar Cyber PS Case No.- 53 of 2023, Barasat Cyber PS Case No.- 29 of 2024, Barasat Cyber PS Case No.- 62 of 2024 and Chandannagar PS Case No.- 16 of 2025.**

Incriminating seizures have been made from all accused persons. Ld. Advocate for accused Subrata Bala @ Partha has submitted that no seizure has been effected from him. However perusal of the case diary suggests that though no seizure has been made from said accused in this case, application for re-seizure has been made with respect to articles etc seized by CID in another case but could not be completed as articles seized had already been sent to forensic lab.

Accounts owned/operated by accused show huge transactions. The accused are charged with economic offences involving crores and the network of the crime and its tentacles spread far and wide and though admittedly majority of the alleged offences are triable by Court of Ld. Magistrate, the gravity of alleged offences cannot be simplistically viewed. The charge-sheet has already been submitted which prima facie ratifies the allegations against the accused persons. The case is at the verge of trial. There is practically no change in the circumstances after rejection of successive bail applications from 21/01/2025 till 4/4/2025.

In a very recent case **Nishant Roy vs State of UP 2025:AHC:7570** the Hon'ble High Court, Allahabad observed:

*“Cyber-crime has been affecting the people across the nation, irrespective of religion, region, education or class. Newspapers, Magazines, You Tube Channels and Social Media are brimming with ordeals of an uncountable number of innocent victim of the cyber-crime, who are defrauded of their hard earned money. Such cyber-crimes are rampant in our society, and must be curbed. Cyber-crime in our country is like a silent virus stealthy, disruptive, and costing society more than just money, but trust, security and progress.”*

So, considering the nature and gravity of allegations, enormity of the crime, prima facie ratification of the allegations in the case diary and charge-sheet, severity of the punishment in the event of conviction, the nature/character and strength of evidence in support of the accusation/charge and the danger of justice being thwarted with by grant of bail, danger of the accused absconding or fleeing, if released on bail; fact that intimidation of witnesses cannot be ruled out and the larger interests of the public or the State bail applications are rejected at this stage.

The case diary is returned at once.

Accused are remanded to judicial custody till 19/5/2025; to 19/5/2025 for production.  
One application has been filed on behalf of accused Suman Biswas praying for discharge. Copy served.

To date i.e. 19/5/2025 for hearing.

One petition is filed on behalf of Petitioner Santosh Mondal praying for time for hearing with respect to petition dated 4/4/2025 with respect to return of seized vehicle.

Prayer allowed.

To date for hearing.

A.D.J. , Fast Track Court, 2nd Court

Bongaon, North 24 Pgns

Dictated and corrected by me :

A.D.J. , Fast Track Court, 2nd Court

Bongaon, North 24 Pgns