

SC No. 100 of 2025

CNR WBNP06000682-2025

**Order No. 41**

**Date: 23/03/2026.**

All ten accused are produced from judicial Custody. Ld. Spl PP files hazira of one witness namely Palash Halder. He is examined as PW13 in part by the prosecution and thereafter ld. Spl. PP submitted for adjournment on the ground that some relevant part of documents is required to be marked exhibited in this case and therefore further time is necessary. Hd. Defence counsel. Considering all aspect time prayer is allowed and examination on chief of PW-13 is deferred today. The witness identified the signature of Bank staff in the letter marked as **Exbt. P-34** (with objection)

Thereafter case record is taken up for hearing of bail petition filed by the ld. Advocate for the accused. Ld. Advocate for the accused Suman Sandhukan also filed written note of argument today kept with case record. Ld. Advocate for the accused Sri Mukul Biswas verbally submitted for the accused Suman Sandhukan that accused is innocent and he was arrested on 12/12/2024 and only two mobile phones were seized from this accused and accused was arrested in the Market place a busy area, but the relative of the accused or any independent witness was not informed by the arresting officer. He submitted that arrest cum inspection memo and the seizure list shows that seizure was made after four days of arrest. Seizure was not as per law and no videography was made in this case by the seizing officer. He also submitted that Guidelines of D.K. Basu case was not flowed. He further submitted that in a recent Judgment titled as Internet and Mobile Association of Vs Reserve Bank of India Hon'ble Apex Court has been pleased to withdraw the ban of crypto-Currency in India and directed the RBI to form a body to monitor the same. Ld. Advocate further submitted that in the evidence of PW-7 and PW-8 there is no incriminating materials against this accused. He said if bail granted, they will appear in each fixed date and accused will not temper any proof or the evidence.

Ld. Spl.P.P oppose the prayer and submitted that there is allegation of financial crime against the accused for huge amount of money of **Rs.350** crores. He said that the accused persons committed the crime by opening fake Bank account and through online gaming apps they have committed this offence. He also said that at the time of seizure BNSS was not in force and so the said law is not applicable in this case. He also said that ground of arrest was communicated to the accused. They have already appointed lawyer and therefore the question of remain undefended doesn't arise. Ld. Spl. PP also submitted that in a case of financial crime and through Bank transaction the alleged offence can be proved when all the witness deposes and I.O. prove all the links with the accused. So, he strongly opposes the bail prayer.

Thus, considering all aspect, I am of the view that there are enough materials against the accused person in this case. Evidence of vital witnesses yet to be examined by the court. Allegation against the accused for committing fraud of Rs.350 crores which is not a matter of jock. Bail application for the accused persons in this case has been decided by this court several times and yet again this accused filed another bail application for more or less similar ground. Trial is going on and if bail is granted today there is every possibility that accused may evade the process of the court and in this situation considering all aspect, I am of the view bail of the accused can't be allowed. Hence bail prayer of the accused Suman Sandhukhan is rejected.

Bail application of accused Arindam Biswas is taken up today. Ld. Advocate Sri Joydeb Halder submitted that accused was arrested on 14/11/2024 and he was a Bank employee and there is no evidence against him in this case. He said that his duty was to open Bank account for the customers and if any of such customers committed any crime how he can be made accused in this case. He also said that only two mobile phones were seized from this accused. He also said that initially this accused applied for bail before the Hon'ble High court and Hon'ble High Court rejected his bail application on 04/04/2025 since it was filed at initial stage of investigation. No fraud money was recovered from his possession. His father is a cancer patient and so if bail granted, he can make necessary arrangement for the treatment of his father. So, he submitted for bail of the accused on any condition.

Ld. Spl. PP submitted that bail prayer of this accused has already been rejected by the Hon'ble High Court and therefore this court can't grant bail to this accused person. He said that there are sufficient materials against the accused for committing the crime. The allegation against the accused for committing fraud of Rs.350/- crores. If bail granted, they may temper the evidence and trial may be delayed. So, he submitted for rejection of bail application.

Thus, considering all aspect and having regard to the nature and gravity of offence and the amount of fraud money alleged to have been committed by the accused and the evidence already recorded and the materials in the case record bail prayer of the accused person is rejected.

To 05/05/2026 for further evidence on chief of PW13

To 06/05/2026 for evidence PW-9

Both parties are directed to come ready on the fixed dates for evidence sharp at 02.00 p.m. Requisite at once for issuing of summon to PW-9. BC-I to re-issue the summon to PW-13.

ADJ Fast Track Court-II, Bongaon,  
North 24 Parganas  
JO Code: WB00917