

Order No. 23

Date: 08/06/2026

Case record is taken up today for hearing of bail petition filed by the Id. Advocate for the accused namely **Dilip Ghosh** on 06/06/2026. Ld. Advocate submitted that the accused is in judicial custody from 02/09/2024 for alleged offence U/S 64(2)(k) for committing rape to an unsound mind girl. Ld. Advocate for the accused submitted that the mother of the victim girl has already deposed and she stated that the accused had caught hold of her daughter's hand. She didn't allege that accused committed rape on her daughter. She said that other witness also didn't say that accused committed rape on her. Accused didn't commit rape and out of suspicion she filed case against the accused of this case. She also submitted that already important five witnesses deposed in this case and the accused will appear in each date before the court and comply all condition of the court if the court grant bail to him. So, ld. defence advocate submitted for bail of the accused on any condition.

Ld. PP is present in court and he submitted that his formal objection may kindly be noted and necessary order may be passed in this case.

Thus, considering all aspect and the deposition of the complainant and other vital witnesses and more particularly the medical examination report of the victim, I think evidence of vital witness has already been recorded by the court and accused is in judicial custody for long, so his bail prayer may be considered. More over the court has also given sufficient opportunity to record the deposition of deaf and dumb witness through special instructor but so far, prosecution has failed to arrange any such instructor for recording the deposition of the victim.

In this situation bail prayer of the accused **Dilip Ghosh** is considered and allowed. He may be released on furnishing Interim Bail bond of **Rs.4000/- with two surety of Rs.2000/- each** to the satisfaction of Id. ACJM Bongaon on condition that accused will appear in court on every fixed date and he will not temper any witness.

To 30/09/2026 For evidence of CSW NO.6,7, and 8

To 01/10/2026 For evidence of CSW NO.9,10, and 11

To 03/10/2026 For evidence of CSW NO.12,13, and 14

Ld. PP is to file proper requisite with proper address of the witness for issuing of summon from the court.

ADJ, FTC-- 2
Bongaon, North 24 Parganas.
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