

S C 128 of 2025  
Present:- Sri Mrityunjay Karmakar (JO Code WB00917)  
WBNP 0600-0895-2025

**Order no. 6 Dated – 25-11-2025**

Today is fixed for Evidence.

Sole accused person is produced from J/C through VC .

Ld. P P incharge is present is present. No witness is present.

The case is adjourned, as per resolution of local Bar.

One bail application filed by the ld. Advocate for the accused. He submitted that from the deposition of PW-1 it can be seen that the accused has Indian Voter ID card, Pan card/ Passport/Adhar Card. He also seized everything. There is nothing on record that to prove that accused is Bangladeshi National. So, he submitted for bail of the accused on any condition. Ld. PP in charge oppose the bail prayer and submitted that trial has already begun in this case and therefore bail prayer can't be allowed without completion of trial.

Thus, considering all aspect I am of the view that the accused is facing trial for the offence **under section 14A(b) of foreigners Act** along with other sections of BNS for manufacturing documents. The burden of proof being Indian National is upon the accused as per Foreigners Act. From the deposition of PW-1 it reveals that he seized the photo copy of National Identity card of Bangladesh from the accused. He also seized the delivery slip photo copy of Passport issued by the Bangladesh Govt. From those papers it is reflected that accused is Bangladeshi national and his residence is at Degherpar Dakshin Para, Rajoir Kadambari 7911, Madhuripur, Bangladesh. In this situation unless it is absolutely proved that those copy of Bangladeshi papers are fake and he is Indian National after conclusion of trial his Bail prayer can't be allowed. Thus, considering all aspect bail prayer of the accused is rejected.

Fix 12-03-2026 for Evidence of CSW 2 .

Fix 13-03-2026 for Evidence of CSW 3 .

Fix 16-03-2026 for Evidence of CSW 4 .

Ld PP incharge is directed to surved summons accordingly

T & C by me

A .D & S .J, F.T.C.-2 ,  
Bongaon, North 24 Parganas