

Sessions Trial No.02(02)2023
SC-347 of 2022
Ref: Bangaon P.S. Case No. 384 dated 17.04.2022
G.R. No. 1144 of 2022

Order No.08
13.09.2023

The case record is put up today as per order dated 12.09.2023 for hearing of the bail petition dated 12.09.2023 filed for the accused Ashanur Golder @ Haran who is in J.C.

Bail petition is taken up for hearing.

Heard Ld. Advocate of both sides.

Ld. Advocate for accused person prays for bail and submits that the accused is in J.C. since his arrest on 17.04.2022. He is a permanent resident under Bangaon P.S. and there is no chance of his absconsion. He is innocent and falsely implicated in this case. The case has been amicably settled out of court as the complainant and the accused of the members of same family. As such, the accused may be enlarged on bail on any terms and conditions.

Ld. PP in-charge raises vehement objection against the prayer for bail and submits that this is a case under Section 302 of IPC and the accused person committed the murder of his own father heinously by assaulting him with a 'Daa' and to ensure the death, the unfortunate father was set on fire after pouring petrol on his body by this accused.

Perused the materials in CD and the case record.

Considered.

Having heard both sides and on perusal of the CD and the case record I find that this is a case of brutal murder of a father by his son. The charge of this case has already been framed and the next date is fixed for evidence. This is a case against State and it cannot be compromised out of court in any way. Moreover, FSL report has not yet been received by the prosecution and a reminder has been sent to the Director, FSL, Government of West Bengal, 37/1/2, Belghachia Road, Kolkata-37 vide Order dated 19.05.2023 and subsequently reminders

have been sent vide order dated 10.07.2023 and 25.08.2023. There is sufficient materials against the accused in CD. It will not just and proper to allow the prayer for bail of the accused person at this stage. As such, prayer for bail stands rejected.

Return the CD.

To date (**18.11.2023**) for production of the accused person, evidence of scribe and CSW-1 awaiting receipt of FSL report.

Dictated and corrected by me,

ASJ-2, Bangaon, North 24 Pgs. ASJ-2, Bangaon, North 24 Pgs.