

Present :-Sri Pradip Kumar Adhikary
JO Code (UID No.) WB916
S.T.-5(3) 21
CNR No. 10000061 2021

Order no. 33 dated 24.01.2023

Today is fixed for evidence.

Ld. P.P. in-charge Sri Abhijit Biswas is present but without any witness.

The sole accused is produced from J/C and he is remanded to J/C till next date.

The accused has filed an application praying for bail on the ground that he is innocent and no way connected with the case; he has been falsely implicated and there is no chance of his absconsion or evading trial if released on bail since he is a local man having home within the jurisdiction of this Court.

Heard.

The Ld. P.P. in-Charge Sri Abhijit Biswas has left the matter upon the the Court.

Considered the materials on record.

It appears that the accused was booked u/s. 302 Cr.P.C for committing murder of his father Basudeb Halder and he has been detaining behind the bar since long.

During trial the two vital witnesses i.e. wife and daughter of the deceased who happen to be mother and sister of the accused have been adduced.

Other many witnesses have also been adduced.

Although the I.O, R.O and other few local witnesses are yet to be examined, the evidence brought on record so far does not justifying further detention of the accused behind the bar.

In the above circumstances, the prayer for bail is allowed subject to some conditions.

The accused may find bail of Rs.10,000/- with two registered sureties of Rs. 5,000/- each on condition to appear before the court on each and every date and on filing undertaking not to seek any adjournment for cross-examination of the witnesses which may be examined henceforth, subject to the satisfaction of Ld. ACJM, Basirhat I/D to J/C till next date.

In the event of violation of the above conditions, the bail will be cancelled automatically.

If the accused is on bail to 29.01.23 for appearance and further evidence.

Let a copy of this order be sent to Ld. ACJM, Basirhat for his information and taking necessary action.

In compliance with the mandates of the Hon'ble Apex Court the Investigating Officer is directed to remain present during trial.

The Investigating Officer is also directed to keep the witnesses present in Court.

The prosecution is directed to issue process for compelling the attendance of the witnesses and / or the production of the document or thing, if any and to inform the Investigating Officer.

Let a copy of this order be sent to Investigating Officer through the O.C Hingalgaanj PS for compliance.

Addl. Sessions Judge
F.T.C.-I, Basirhat

D/C by me

ADJ, FTC-I, Basirhat

