

Electric G.R. Case No.-61 /2011

45.

01-03-2017

Today is fixed for production of the accused person, namely, Mokim Ansary, and also for appearance of the accused, Jhori Roy, and also for hearing the bail petition dated 14-02-2017.

The accused person, namely, Mokim Ansary is produced from D.C.H., Purulia.

The other accused, namely, Jhori Roy is present by filing hazira.

A petition for bail has been again filed today on behalf of the accused, Mokim Ansary, despite the pendency of the earlier application for bail as stated herein before. Such practice on the part of the Ld. Defence Counsel is neither accepted nor encouraged by this Court, since the same is impermissible in law. As such, a cost of Rs. 500/- is imposed upon the accused in order to deprecate and discourage this kind of practice by the Ld. Lawyer for the accused. Let this cost be deposited before the Secretary, D.L.S.A., Purulia, and the receipt therefor must be submitted before this Court. Let the said receipt, upon submission by the Ld. Defence Counsel, be kept with the record.

Now, the bail petition dated 14-02-2017 is taken up for hearing.

Ld. Spl. P.P. and Ld. Defence Counsel are present.

The Ld. Defence Counsel submits that the accused is in custody for the last 16 days, though he voluntarily surrendered before this Court on 14-02-2017. He further submits that the other co-accused, namely, Jhori Roy has been granted bail in this case, and Charge-sheet has already been submitted. He also states that the name of the accused does not appear specifically in the F.I.R., and no recovery of any article has also been made from the said accused, who is also a permanent, local resident of Purulia, and as such, there is no chance of his absconding.

The Ld. P.P.-in-Charge raised no objection.

Heard both sides. Considered.

Considering the facts and circumstances of the particular case, and having perused the materials in the record, especially the F.I.R., this Court finds that further detention of the accused will not be necessary as it will not serve any useful purpose in

the process of investigation. Hence, the prayer for bail of the above-named accused, Mokim Ansary stands allowed.

The accused may furnish bail of Rs. 4,000/- , with two registered sureties of Rs. 2,000/- each, other than the previous sureties, to the satisfaction of the Ld. CJM, Purulia, i.d to J/C till 14-03-2017. The accused person is also directed not to intimidate the witnesses and /or tamper with the evidence in any way.

Let a copy of this order be sent to the Ld. C.J.M., Purulia, and the Secretary, D.L.S.A., Purulia, for information and necessary action.

To 14-03-2017 for production/appearance of the accused persons, namely, Mokim Ansary and Jhori Roy, if on bail.

Recall W/A.

Dictated & corrected by me

Sd/-

Additional Sessions Judge,
2nd Court, Purulia

Sd/-

Additional Sessions Judge,
2nd Court, Purulia