

**Present : Soumen Sarkar (WB00889)
Addl. Sessions Judge,
3rd Court, Purulia.**

Sessions Case No. 259 of 2022

Order No. 12

Dated 11-09-2023

Record is put up today on the prayer of Ld. Counsel for moving bail application of accused Dhiren Gorai filed today.

Copy of bail petition served and objected to.

Ld. Counsel appearing for accused Dhiren Gorai submitted that during commitment of this case the accused was on Court bail but subsequently due to absence of accused warrant of arrest was issued against him. Ld. Counsel ramified his contention submitting that the accused person is in the Correctional Home since 31-05-2023 and till date trial of this case has not commenced. Thus, Ld. Counsel prayed for bail of the accused person on any condition.

Ld.P.P-in-charge, Purulia is present and strongly opposed bail prayer of the accused person having gainsaid that the accused person committed a heinous crime and he also misused the liberty of bail. Having added to his contention Ld. P.P-in-charge submitted that if the accused person is enlarged on bail, there is chance of his abscontion and also there is apprehension of tempering the evidence.

After much cogitation on the submissions made by the Ld. Counsels and having traversed the case record it is perspicacious in this case that the accused person was enjoying the liberty of bail at the time of commitment but due to his absence warrant of arrest was issued against him and the accused was brought under arrest before this Court on 31-05-2023. Since then the accused is in the Correctional Home. Keeping in mind that the accused was previously allowed bail and he is in custody since 31-05-2023, this Court is of the considered opinion that the accused person should be given another opportunity by enlarging him on bail on certain condition of his appearing before the Court on each and every occasion.

Accordingly, Prayer for bail of the accused is allowed.

The accused namely Dhiren Gorain may find bail of Rs.10,000/- with two sureties of Rs.5,000/- each subject to satisfaction of Ld. C.J.M, Purulia on condition that he shall turn up before the Court on each and every occasion failing which his liberty of bail will be cancelled i.d. to C/H.

Let a copy of this order be sent to the Ld. CJM, Purulia for information.

If the accused is on bail fixing **28-11-2023** for appearance and framing of charge.

D/C by me

Sd/-

**Addl. Sessions Judge,
3rd Court, Purulia.**

Sd/-

**Addl. Sessions Judge,
3rd Court, Purulia.**