

IN THE 2nd COURT OF THE ADDITIONAL SESSIONS JUDGE, ALIPORE

Special ST – 03(09) 21

Special Case No. 234/19

CNR No. WBSP01-015880-2019

Present :Manas Ranjan Sanyal (JO Code - WB00666)

Judge, Special Court & 2nd A.S.J.,

Alipore, South 24-Parganas.

Order No. 24

Dated 09.11.2022

Today is fixed for passing order on the bail petition filed on behalf of accused Abhirup Nandi @ Jishu and Uttam Biswas.

Heard both sides.

Learned advocate on behalf of accused Abhirup Nandi @ Jishu submitted that accused is in custody since 07.11.2019 and the vulnerable witness has already been examined in this case. Other co-accused persons on the same footing are enjoying on bail. The bail petition of this accused was earlier rejected by the Hon'ble Court prior to framing of charge. So he may be granted bail on any condition.

Learned advocate on behalf of accused Uttam Biswas submitted that this accused person has been falsely implicated in this case and he is in custody since 06.03.2020 and the vulnerable witness has already been examined who stated in her evidence that she has not raised any allegation against this accused person before learned Magistrate, Police and Doctor. The bail petition of this accused was rejected by the Hon'ble Court on 21.10.2020 prior to framing of charge. So he may be granted bail on any condition.

Learned Special P.P raises objection.

Perused the materials on record and evidence adduced by the victim girl.

Considering the evidence of the victim girl against these accused persons and also considering that other co-accused person are enjoying their bail and vulnerable already been examined and both the accused persons are in custody for considerable period I am inclined to grant bail to these accused persons on condition that they will not leave the jurisdiction of this Court without permission of this Court and will appear before this Court on all fixed dates.

Accordingly, accused persons namely Abhirup Nandi @ Jishu and Uttam Biswas shall be released on bail of Rs. 5000/-(rupees five thousand only) each with two surety of Rs.2500/- (rupees two thousand five hundred only) each subject to satisfaction of learned C.J.M Alipore with condition that on condition that they will not leave the jurisdiction of this case Court without permission of this Court and will appear before this Court on all fixed dates i.d to J.C.

If on bail to date i.e.03.12.2022 for appearance of accused persons and evidence of CSW-12.

D/C by me

Sd/-Manas Ranjan Sanyal  
A.S.J 2<sup>nd</sup> Court, Alipore  
South 24 Pgs

Sd/-Manas Ranjan Sanyal  
Addl. Session Judge  
2<sup>nd</sup> Court Alipore  
South 24 Pgs