

Special ST - 12(01)2023

Special Case No.258/2022

CNR -WBSP01-016033-2022

Present :Manas Ranjan Sanyal (JO Code - WB00666)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.

12
11.05.2023

Out of five accused persons, accused persons namely **Arup Sengupta @ Putu, Abhisek Singh @ Nikhil Singh, Sanjay Patra @ Kalu @ Raj, Saheb Adhikary @ Madan and Rahul Singh** are produced from J.C through VCS.

Accused **Amit Ram** on C/B is present by filing hazira.

Learned Special P.P is present with one witness.

Learned Defence Counsel is also present.

Witness namely Riya Das @ Manai and Piyali Sengupta @ Misti @ Buli are examined-in-chief by prosecution in full as PW-4 and PW-5. They are also cross examined by Defence in full and then discharged.

At this stage separate bail petition is filed on behalf of accused persons.

Heard both sides.

Learned advocate for the accused persons submitted that these accused persons are in custody since 20.10.2022 The vulnerable witness and defacto complainant and other two private witnesses have already been examined. So, the accused may be granted bail on any condition.

Ld. Special P.P raises objection.

Learned advocate for the defacto complainant raised objection.

Perused evidence on record and the primary medical report of the VG.

This is a case of gang rape. It appears from the primary medical report of victim girl that the victim was sexually assaulted and there was various injuries mark on her breasts and other parts of her body and the doctor opined that there is every possibility that the girl has been ravished. There is serious allegation against all the five accused persons. Some local witnesses are yet to be examined and these accused persons are residing in the same locality. So there is every possibility of tampering of evidences if the bail is granted at this stage. So at this stage I am not inclined to grant bail to these accused. Accordingly, bail prayers of accused persons stand rejected.

Fixing **05.06.2023** for evidence of **CSW-4 and 5.**

06.06.2023 for evidence of **CSW-6 and 7.**

07.06.2023 for evidence of **CSW-8 and 9.**

I.O is directed to bring the witnesses on the date fixed positively.

D/C by me
Sd/-Manas Ranjan Sanyal
A.S.J 2nd Court, Alipore
South 24 Pgs

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