

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore

Special Case No.258/2022

CNR – WBSP01-016033-2022

Ref.: Haridevpur PS Case no: 309/2022 Dated : 19.10.2022

U/s 120B/366/342/328/376DA of I.P.C and Sec 6/5(G) of the Protection of Children
from Sexual Offence Act, 2012.

Present :Manas Ranjan Sanyal (JO Code - WB00666)

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

Alipore, South 24-Parganas.

StateVs Arup Sengupta @ Putu & Ors

Order No.09

Dt.08.12.2022

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

Fresh vokatnama has been filed on behalf of accused Sanjay Patra @ Kalu @ Raj and Abhisek Singh @ Nikhil Singh,

Another fresh vokatnama has been filed on behalf of accused Rahul Singh.

Mr. Beauty Sarkar Chowdhury, learned advocate from the Panel of DLSA, Alipore, appears along with appointment letter and files bail petition on behalf of the accused Amit Ram.

Heard both sides on bail prayer of accused persons.

Learned advocate moves bail application on behalf of accused and submits that accused person is not named in the F.I.R and no direct allegation is raised against this accused. So he may be granted bail on any condition.

Learned Special P.P raises objection by submitting that this is a case of gang rape and all the six accused persons are equally responsible for the offence and the nick name of the Amit Ram is Kalu and his name has been transpired both in the F.I.R and statement of the victim.

Learned advocate for defacto complainant also raises objection

Perused the materials on record especially the statement of the VG recorded u/s 164 of Cr.P.C.

I find the involment of the accused in the offence though there is the direct allegation of rape against Arup Sengupta @ Putu but as this is a case of gang rape and all of them were present at the P.O when rape was committed. All the accused persons are equally responsible for offence. Considering the above fact and circumstances, bail prayer of accused Amit Ram is rejected at this early stage of investigation.

No bail preayer is moved on behalf of rest accused persons.

Accused persons are remanded to J.C.

To 21.12.2022 for production of accused and I.O's report.

D/c by me.

Sd/-Manas Ranjan Sanyal
Judge, Special Court &
2nd A.S.J., Alipore.

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