In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore
Special ST 11(07)2024
Special Case No. 357/2023
CNR: WBSP01-016787-2023
Present : Rimpa Roy (JO Code - WB00822)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.

Order No.14
Dt. 24.12.2025

Accused persons namely Jabesh Dutta and Kaberi Das are produced from J/C through VCS.

One report is received from the Superintendent of Presidency Correctional Home submitted by the Medical Officer of the said Correctional Home. Let the report be kept with the record.

Today is fixed for hearing of the bail application filed on behalf of accused Jabesh Dutta. The same is taken up for hearing in presence of all sides.

Ld. Advocate for the accused person has submitted that the accused is innocent and has been falsely implicated in this case. Ld. Advocate has further submitted that his client is seriously ill and he is in custody for a considerable period. Thus, he prayed for bail of the accused person in any condition. Ld. Advocate verbally prays for releasing the accused in parole for four weeks and relied upon two Judgments of the Hon'ble Apex Court reported in *2016 SCC OnLine Del 206* and *(2017)15 Supreme Court Cases 55.*

Ld. Special P.P. raised strong objection against the prayer for bail.

Defacto complainant is also present and raised strong objection against the prayer for bail.

Heard the Ld. Advocate for the accused, Ld. Special PP and the defacto complainant. Perused the CD, statement of the VG recorded u/Sec.164 Cr.P.C., decisions referred and other materials in the case record.

It transpires from the CD including the statement of the victim and the medico-legal examination report of the victim that there are sufficient incriminating materials against the accused showing his involvement in the commission of alleged offence. It reveals from the medical report that UTP Jabesh Dutta was admitted at SSKM Hospital from 09.12.2025 to 16.12.2025 and on discharge he was advised medications and to follow-up at Cardiology OPD with pathology reports. It is also stated in the report that the UTP Jabesh Dutta is now following the advice of SSKM Hospital on discharge and will be further followed up accordingly. Thus having considered the nature and gravity of the offence, I am not inclined to enlarge the accused person on bail or release him on parole.

Hence, the prayer for bail is rejected. Let the accused be remanded to J/C till the next date.

To **02.02.2026** for production of the accused from J/C and awaiting further order from Hon'ble High Court.

Return CD.

D/c by me.
Sd/-

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

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