

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore
Special ST 15(09)21

Special Case No. 250/2019

CNR: WBSPO1-017048-2019

Canning PS 418 dated 28.07.2019

Present : Rimpa Roy (JO Code - WB00822)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.

Order No.52

Dt. 10.12.2024

Three accused persons namely Mirza Molla @ Gaji, Somnath Dash and Sakher Ali Laskar @ Raju are produced from J/C through VCS.

Today is fixed for hearing of bail petition filed on behalf of accused Somnath Dash and Sakher Ali Laskar.

Ld. Advocate for the accused persons has submitted that the accused are innocent and have been falsely implicated in this case. Ld. Advocate has further submitted that the accused persons have already suffered imprisonment for a period of 1/3rd of the maximum punishment. Thus, he prayed for bail of the accused persons in any condition.

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

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

Heard both sides. Perused the CD, statement of the VG recorded u/Sec.164 Cr.P.C. and other materials in the case record.

It transpires from the CD and the statement of the victim that there are sufficient incriminating materials against the accused persons showing their involvement in the commission of the alleged offence. Moreover, bail application of accused Somnath Dash was rejected by the Division Bench of the Hon'ble High Court on 11.10.2023 with the specific observation that "*Petitioner is the joint owner of a house where prostitution was being carried on. Offences involves trafficking of women for sexual exploitation. In view of the nature of crime which has far reaching social implications and prima facie involvement of the petitioner therein, we are not inclined to grant bail to the petitioner at this stage.*"

Thus having considered the entire facts and circumstances and considering the observations made by the Hon'ble High Court, I am not inclined to enlarge the accused persons on bail.

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

Ld. Special PP files one application u/Sec.311 Cr.P.C. for summoning the witness namely Ananya Chatterjee (JM 1st Class) to record her evidence.

Heard the Ld. Special PP.

Ld. Advocate for the accused persons raised no objection against the prayer.

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On due consideration the prayer is allowed.

To **20.12.2024** for production of the accused persons from J/C and evidence of Ananya Chatterjee (JM 1st Class).

Prosecution is directed to issue summons positively.

Return CD.

D/c by me.

Sd/-

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

Sd/-

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