

SC 02 (06) 2020

Present-A. Gupta, ADJ, FTC-I, Sealdah.

**Order no. 41**

**30.11.2022**

Among total 5 (five) accused persons, 4 (four) accused persons namely Biswajit Mahata @ Kachi, Raju Das, Biswajit Das and Sarwar Sk. are produced from JC.

Ld APP for the State and Ld Advocate for the accused persons are present.

Today is fixed for production of the accused persons and ER of WA issued against the rest accused Md. Washim.

No ER received in respect of the warrant issued against the accused Md. Wasim even today. Considered.

Issue W.P.A. against the accused Md. Wasim.

The absent petition filed for the accused Md. Wasim is rejected being misconceived.

Bail petition is filed for the accused persons namely Sarwar Sk., Biswajit Mahata @ Kachi and Raju Das after showing it to the Ld APP.

Heard both sides on the bail petition.

Ld Advocate for the accused persons prays for their bail mainly on the ground of their detention.

Ld APP for the State raises objection against the bail prayer.

This is a case U/S 399/402 of IPC pending at the stage of consideration of charge and ER of WA issued against one of the 5 accused persons.

There has been earlier rejections of the bail prayers of the accused persons.

The disposal of this case is being delayed due to the misuse of liberty of bail by other accused against whom WA has been issued.

Considering the nature of allegations, presence of sufficient materials on record against the accused persons, this Court does not find it appropriate to release the accused persons on bail at this stage when the case is ready for consideration of charge.

The bail prayer of the accused persons is, accordingly, refused.

To 04.01.2023 for production of the accused persons and ER of WPA issued against the accused Md. Washim.

**Send a copy of this Order to the Inspector in-charge, Sealdah, GRPS for his information and with the direction to take steps so that the W.P.A. issued against the accused Md. Washim gets executed by a responsible officer of the GRPS by the next date.**

D/C

ADJ, FTC-I  
Sealdah, 24PGS (S).