

SC 03 (08) 2023

Reg. 124/2023

Present- Sri B. Lama, ADJ, F.T.C-I, Sealdah.

Order no. 3

17.08.2023

Today is fixed for production. Ld PP as well as defence counsel are present in Court.

One bail application has been presented by the Ld counsel for the accused persons praying for bail on the ground stated therein. Both the accused persons are produced from JC.

The copy of bail application has duly been served upon the Ld PP. Heard both sides at length.

Ld Counsel for the accused persons prayed for bail on the ground of detention as well as inapplicability of section 413 of IPC in the instant case. It was highlighted by the Ld counsel that no reference of other cases have been given in the any document relied upon by the prosecution and as such the accused persons are entitled to get the liberty.

Ld PP-in-charge also submitted in the line of Ld defence counsel and prayed before the Court that strengthen condition should be imposed at the time of granting bail to the accused persons.

I have gone through the FIR, seizure list, charge sheet and other materials available on record.

The charge has not yet been framed against the accused persons till today. Having regard to the nature of offence, non-framing of charge against the accused persons and also giving greater importance with regard to other materials available on record, I am not inclined to release the accused persons on bail. Hence, bail prayer stands rejected at this stage.

Fix 22.09.2023 for production and charge.

D/C

Bikash Lama

J.O. Code WB00935

ADJ, F.T.C-I

Sealdah, 24PGS (S).