

**CIS-34/2023**  
**ST-02(10)2023**  
**(J.O.Code-WB00875)**

**Order No. 27**  
**Dated: 27.09.2024.**

Today is fixed for hearing of bail petition filed for accused Badal Naskar on 02.09.2024, production of three accused persons, appearance of five accused persons and hearing of petition u/s 231 Cr.PC filed on 02.09.2024.

Three accused persons namely Mithun Naskar, Tarun Naskar and Badal Naskar are produced from J/C and they are represented by their Ld. Counsel.

Four accused persons namely Ratan Naskar, Sujan Naskar, Sannyasi Naskar and Panchanan Mondal are present by filing hazira.

Rest one accused person namely Lakkhi Naskar is present by filing hazira.

The petition filed u/s 231 Cr.PC by four accused persons namely, Ratan Naskar, Sujan Naskar, Sannyasi Naskar and Panchanan Mondal on 02.09.2024 is not pressed and hence, is rejected.

Ld. PP in charge namely Sri Dulal Chandra Dolai files hazira for the State.

The case record is taken up for hearing of bail petition filed for accused Badal Naskar on 02.09.2024.

Heard both sides.

At the very outset, Ld. Defence Counsel submits that no bail petition in respect of this accused in connection with this case is pending before any upper forum. It is submitted that the accused is in J/C since 09.03.2023. It is further submitted that Section 302 of IPC has been added later and there was a scuffling in between the complainant and the accused due to which there is another counter case lodged. The co accused persons are on bail and the allegation is totally false. Hence, is the prayer for bail of the accused.

Ld. P.P. in-charge opposes the bail petition and submits that Hon'ble High Court at Calcutta has been pleased to reject the bail petition of this accused after filing of charge sheet of this case. This accused entered into the house and assaulted the victim on the head, due to which there was serious head injury, resulting in death of the victim.

Considering the materials on record as well as C.D., it is found that there is serious allegation against this accused. This Court at this stage is not inclined to release the accused on bail.

Accordingly, bail petition filed for accused Badal Naskar is rejected.

Return the C.D.

A fresh schedule for examination of witnesses is drawn up as hereunder.

Fix 03.12.2024 for production, appearance and evidence of CSW-1.

Fix 04.12.2024 for production, appearance and evidence of CSW-2.

Fix 05.12.2024 for production, appearance and evidence of CSW-3.

Fix 06.12.2024 for production, appearance and evidence of CSW-4.

Prosecution is directed to issue summons accordingly.

Dict. & Corr. by me

Additional Sessions Judge, 1st Court  
Kakdwip, South 24 Parganas.

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