

PA Case No.03 of 2023
JO CODE No.WB00575
CNR No.WBUD01-000635-2023

Later

08.05.2023

The record is taken up for consideration of prayer for 10 days police remand of accused Vishal Mauria.

The IO, DSP Headquarter is present along with case diary.

Ld. PP in charge is also present.

One bail application on behalf of both the custodial accused Vishal Mauria and Sanjoy Mauria along with fresh Vokalatnama is filed.

In course of hearing, the police remand prayer, Ld. PP in charge submits that 10 days police remand is very much required for going to the UP, Benaras and recovery of snatching cash and other articles as allegedly purchased by the victim of the accused persons and brought those articles to accused's house. IO personally submits that 10 days police remand is very much required to unearth the truth and collect the evidences.

Ld. Defence Counsel, in his turn has prayed for bail of both the accused persons by submitting that they meet with the police officer when notice u/s.41 Cr.PC was sent to them and there is no need to take into police custody. It is further submitted that if they be released on bail they will co-operate with IO for investigation.

Having heard both sides. Having perused the case record, case diary including the extract of the statement of the accused persons. It is alleged that in a Whatsapp chat the relation between accused Vishal Mauria and victim Manika Mardi were developed. On promise of marry she had been to the house of accused persons situated at village Chatao under PS Sindhura, Dist. Benaras State of UP wherein victim was allegedly physically and mentally tortured. It is also alleged that during their relation at the behest of the accused Vishal Mauria, victim has time to time given 1,01,500/- on good faith and also purchased cloths, bangles and many other wearing apparels.

IO of this has stated that for recovery of those money and other articles and also for reconstruction of the case with a view to collect the evidence as prayed for 10 days police custody of accused Vishal Mauria and the same has been duly forwarded by Addl. SP of Raiganj Police District.

Upon considering the materials in case record, case diaries including extract of the accused persons I think 8 days police remand in respect of accused Vishal Mauria will be sufficient to meet the purpose of the prayer. Accordingly, 8 days police remand in respect of Vishal Mauria is allowed with a direction to IO to strictly adhere to the guidelines laid down by Hon'ble Apex Court during staying in police custody the accused person including periodical medical check up and after completion of police custody IO is to produce the accused Vishal on 16.05.2023 positively.

At the same time after considering the nature and gravity of the allegation and keeping in mind the initial stage of investigation the bail prayer of another accused Sanjoy Mauria stands rejected. The bail prayer of accused Vishal Mauria becomes redundant.

To **16.05.2023** for production of accused Vishal Mauria along with CD

To **05.06.2023** for production of accused Sanjoy Mauria.

Return CD.

Let a copy of order sheet be supplied to the IO of this case for his perusal and strict compliance.

Spl.Judge(NDPS)
Raiganj,U/Dinajpur

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Raiganj,U/Dinajpur