

**Sessions Case No. 66 of 2022**  
**CNR No. WBUD01-001334-2022**  
**J.O Code No. WB00891**

**Order No.08**  
**Dated 29/09/2022**

Today is fixed for production and evidence of CSW-4.

The sole accused *Sahajamal Hussain @ Mochan* is physically produced from J/C.

Ld. PP-in-charge is present along with one witness namely Tanmay Basak who is examined in-chief as PW-5.

Cross-examination of PW-5 is deferred on the prayer of the Ld. Advocate for the accused as petition u/s 231(2) Cr.P.C had already been allowed on the earlier date.

No other witnesses is present.

At this stage by filing a petition, Ld. Advocate for the accused prays for bail.

Bail petition has been duly endorsed by the Ld.PP-in-charge with objection.

*It is submitted by the Ld. Advocate appearing for the accused person that no similar bail application is pending or rejected u/s 439 of Cr.P.C in respect of the present accused person in any higher forum.*

Ld. Advocate for the accused submits that the accused is in custody since 08.01.2022. Five prosecution witnesses had been examined so far. If at this stage, the accused is enlarged on bail, then there is no scope of tampering of evidence. Contending that the present accused had been falsely implicated in this case, he prays for bail on any condition.

Raising strong objection to such prayer, Ld.PP-in-charge submits that there has been no change in circumstances as sufficient incriminating materials had come out against this accused.

Seen the materials on record.

Considering the same, I find substance in such submissions advanced by Ld.PP-in-charge to hold that from the statement of the prosecution witnesses, there are adequate incriminating materials regarding the involvement of the present accused. Therefore, in view of the gravity of the alleged offence, his prayer for bail is rejected.

Fixing **09.11.2022** for production and cross-examination of PW-1.

Prosecution to take steps upon the witness.

The accused is remanded to J/C till that date due to ensuing Puja Vacation from 01.10.2022.

D/C by me

ADJ, FTC-II  
Raiganj, Uttar Dinajpur

Addl. Sessions Judge  
FTC-II, Raiganj.