

TR Case No.08 of 2022
JO CODE No.WB00575
CNR No.WBUD01-003858-2022

Order No.02
08.12.2022

The record is put up on the ground of bail application filed on behalf of accused Paresh Ch. Singh and Chandra Kanta Roy.

Separate bail application of Paresh Ch. Singh and Chandra Kanta Roy are filed and the same are moved by their Ld. Lawyers who submit that they are not the public servant within the meaning of Sec.21 of IPC or any other law. So, Sec.409 IPC will have no application against them and prays for bail. It is further submitted that they are having permanent hearth and home no chance of absconding and if released on bail they will face the trial.

Ld. PP in his turn has clearly submitted that they are not the public servant and sec.409 IPC cannot be attracted against them and matter be left at the discretion of the court.

Having heard both sides, having perused the case record, it appears that entire case record has been transmitted to this court by Ld. CJM. It shows that CS has already been submitted against six accused persons out of them one female accused is on bail and rest two against them W/A is still pending. There is no immediate chance of commencing trial. More so, this court being a NDPS Special Court, Electricity Special Court, SC & ST (POA) Act and on account of congestion of diary there would be no immediate chance of commencing trial.

At this juncture, I find no justify reasons to detain the accused persons further for curtailing their liberty. As such, the prayer for bail stands allowed. Both the accused persons be enlarged on bail of Rs.6,000/- each with two registered sureties of Rs.3,000/- each, subject to the satisfaction of Ld. CJM, U/Dinajpur at Raiganj along with conditions they will appear before the court on each and every schedule date of trial I.d to J/C.

Let a copy of this order be sent to Ld. Chief Judicial Magistrate, U/Dinajpur at Raiganj for information and compliance.

ASJ
Raiganj,U/Dinajpur

Addl. Sess. Judge, 1st Court,
Raiganj,U/Dinajpur