

24.12.2024
Item no. 18.
Court No.29.
AB
(Allowed)

CRM (DB) 2733 of 2024

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Diamond Harbour Police Station Case No.381 of 2015 Dated 18.06.2015 under Section 363/366A/325/342/370/372/376(2)(i)/120B of the Indian Penal Code read with Section 6 of the POCSO Act

And

In the matter of : Samim Hassan Molla @ Habu @ Babu

.....Petitioner.

Mr. Deepak Prahladka
Ms. Reshmi Khatunfor the Petitioner.

Mr. Partha Pratim Das
Mr. Akash Gangulyfor the State.

Dictated by Arijit Banerjee, J.

1. Report filed by the State, be kept with the records.
2. Considering that the petitioner is in custody for more than eight years, a Coordinate Bench had granted interim bail to him by order dated September 25, 2024. The order of interim bail was made operative till the end of January, 2025, or until further order, whichever is earlier.
3. Learned Advocate for the State tells us today that as soon as the bail bond was executed in connection with the present case, the petitioner was taken into custody in connection with another case, which is pending in Gajiabad, Uttar Pradesh. Therefore, the petitioner continued to remain in custody.

4. Insofar as the present case is concerned, we find that the examination of the last witness is still going on. There is no adverse report insofar as the petitioner is concerned. We, therefore, deem it appropriate to confirm the interim bail that was granted to the petitioner on the same terms and conditions on which interim bail was granted to him and we do so.
5. CRM (DB) 2733 of 2024 is, accordingly, disposed of.
6. All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Arijit Banerjee, J.)

(Partha Sarathi Sen, J.)