

In the Court of Sessions Judge, North 24 Parganas.

Present: Sukumar Ray (WB-00590)

Sessions Judge, North 24 Parganas.

Criminal Misc. Case No.08 of 2025

The State of West Bengal represented by Saswata Banerjee V/S Subhasish Singha.

Order no.14

Dated 23.06.2026

Today is fixed for hearing.

Ld. Counsels for the O.P/ State and accused file haziras and are present on call.

The instant proceedings u/s 439(2) of CrPC corresponding to Section 483(2) of B.N.S came to be registered at the instance of the petitioner on 20.02.2025 in connection with G.R case no. 725 of 2024 arising out of Bidhannagar Electronics Complex P.S case no.105/2024 dt. 21.06.2024 under Section 420/406/467/471/120B/34 of I.P.C and on notices being issued, the O.P/accused appeared through their Ld. advocate on 18.02.2026 and the LCR was called for.

On perusal of the record, I find that Final report as true has been submitted by the I.O and it was duly seen by the Id A.C.J.M, Bidhannagar.

Ld. lawyer for the O.P/accused appeared and submitted that it is the settled law that bail once granted can not be cancelled at the whims of the defacto complainant.

Ld. Special P.P. in charge/State files a petition stating that the above mentioned application has ben filed on 22.02.2025 and during the pendency of the present application on 27.03.2026, the I.O has submitted final report discharging all the accused persons including the accused **Subhasish Singha**/the opposite party herein for want of evidence vide F.R.T No. 31 of 2026 dated 27.03.2026. He further submits that since the final report to be true has been submitted, this Criminal Misc. Case becomes infructuous and further continuance of the proceeding would be utter abuse of the process of law and as such the Id lawyer prays for dropping the case.

On considering the submissions made by Id Counsels of both the parties as well as considering materials on record including the C.D and in view of the submission made by the Id Special P.P in charge/petitioner in this case, this Court finds that this petitioner/State has failed to make out grounds for cancellation of bail under Section 439(2) of Cr.P.C. Hence, the prayer is refused and the application is disposed of.

Return the C.D.

Dictated & corrected by me.

**Sessions Judge,
North 24 Parganas.**

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