

**In the Court of Additional Dist & Sessions Judge cum Special Judge under
POCSO Act, Kalna, Purba Bardhaman**

Present :Sri Chiranjib Bhattacharya (J.O. Code-WB00718),
Addl. Sessions Judge-cum- Judge Special Court (POCSO Act)
Kalna, Purba Bardhaman.

**Crl. Misc. Case No. 18 of 2026 (E.Regd. No. 18 of 2026)
(CNR : WBBD11-000097-2026)**

(Arising out of Nadanghat P.S. Case No. 530 of 2025 dated 26-09-2025 u/s. 103(1)/3(5) BNS and GR case No. 2113 of 2025)

Petitioner- Mrityunjoy Roy, S/o Durjadhan Roy of Village : Uttar Srirampur, PS-
Nadanghat, Dist. Purba Bardhaman

- Vs -

State of West Bengal.

Order No. 05 dated 07-04-2026

Present Misc. case is arising out of an application u/s 483 of BNSS in connection with Nadanghat P.S. Case No. 530 of 2025 dated 26-09-2025 u/s. 103(1)/3(5) BNS and GR case No. 2113 of 2025 with a prayer for granting bail to the petitioner.

Today is fixed for hearing of bail petition of petitioner Mrityunjoy Roy.

Ld. Advocate for the petitioner at the time of hearing submitted that the accused person has not been named in the FIR and from the FIR it can be seen that the victim became ill after consuming Biriani in a picnic organized at the office of BLLRO and 7 persons including BL & LRO of Purbasthali Block II were named in the FIR but in the charge-sheet their names had been removed. He further submits that the accused person is running a small photocopy shop but was falsely implicated by the police to screen off real culprits. It was also contended that who in the accused person did not participate in the feast, it is not clear as to how he could be involved in an offence which was committed in course of that feast. Another person named Ijamul and Kuntal Majhi were found involved but they were not implicated in this case.. It was also contended that considering the overall circumstances the petitioner may be enlarged on bail. He further submits that no prayer for bail of this petitioner is either pending before or rejected by the Hon'ble High Court.

Ld. PP in charge, while opposing the prayer submitted that this petitioner was law clerk like the victim and co-accused Dipankar Mallick was a tout who used to bring clients for the petitioner, but since the victim had good relationship with the officers of BL&LRO office, his works got preference over the petitioner and co-accused person and therefore, they became jealous. He further submits that on the relevant day several persons consumed Biriani but none of them fell ill and the co-accused person using the Amazon Pay account of another person ordered poison and the same was mixed with cold drinks and offered to the victim by the petitioner. He further submits that the PM report of the victim shows that he died due to poisoning and the nature of poison has also been identified by the FSL and considering the facts that the petitioner committed murder of the victim in a planned manner, he should not be released on bail.

Considered the submission of both sides.

Perused CD and materials on record.

On perusal of the CD it appears that the petitioner and other accused conspired to murder the victim and seeking scope to murder him. On the date of picnic the victim consumed cold drink offered by the petitioner and subsequently at about 8.15/20 pm he became ill and eventually died. PM report of the victim shows that he died due to poisoning and as per FSL report Carbofuran and sodium nitrate were detected in the packet which was recovered from a bamboo grove beside the house of the co-accused after the same was shown by him. It also appears that at page 380 of the CD statement of one Ijarul Sk was recorded from whose mobile co-accused ordered certain product from Amazon on 07th September and took delivery on 13th September. It also appears from the CD that Amazon provided the product detail which shows that Industrial Grade Sodium Nitrate was procured and the victim consumed cold drinks offered by the petitioner in the evening and the ailment set on thereafter which ultimately resulted in his death.

Considering the diabolic nature of murder, and the material in CD suggesting strong involvement of the petitioner I am not inclined to entertain the prayer for bail and the same stands rejected.

Return CD.

Let a copy of this order along with LCR be returned to the Ld. ACJM, Kalna for information.

This Crl. Misc. is thus disposed of.

Dictated & Corrected by me,

Sd./- C. Bhattacharya

Addl. Sessions Judge,
Kalna. Purba Bardhaman

Sd./- C. Bhattacharya

Addl. Sessions Judge, Kalna
Purba Bardhaman