

IN THE COURT OF SESSIONS JUDGE, BANKURA

Present : Susangeet Kumar Das (WB00973),
District & Sessions Judge-in-charge, Bankura

Reg. no. Criminal Misc Application 174/2026

CNR no. WBBK01-000477-2026

Filing No. Cr. Misc 309/2026

Order No. 03

13.03.2026

The application u/s 483 of B.N.S.S. filed on behalf of the petitioner/accused, namely, Surajit Baske in connection with Chhatna P.S. Case No. 128/2025 dt. 18.11.2025 u/s 103(1)/64 of B.N.S. is taken up for hearing.

TCR is received. C.D. is also produced.

Heard the Ld. Lawyer for the petitioner/accused namely Surajit Baske.

Heard the Ld. Public Prosecutor.

Ld. Advocate for the petitioner/accused has submitted that no bail petition is pending before the Hon'ble High Court, Calcutta.

Ld. Advocate for the petitioner/accused has submitted that the petitioner/accused is innocent and has falsely been implicated in this case. It is also submitted that charge sheet has been filed on 13.02.2026 and investigation is over. He also submitted that charge sheet has been filed against this particular accused/petitioner u/s 64 BNS only. He has been in custody since 22.11.2025 and is not FIR named person. It is further submitted that no ingredient of section 64 of BNS can be found against this particular petitioner/accused and accordingly, he should be released on bail.

Ld. Public Prosecutor raised objection stating that the offence is serious and grave. He also submitted that medical papers would indicate that there is injury in the private part of the deceased and this particular accused/petitioner was last seen with the deceased and therefore he should not be released at this stage of trial.

Perused the record and C.D. Considered.

The mere submission of charge sheet does not indicate that accused/petitioner has to be released on bail. The offence is serious and grave. There is material in the CD against this petitioner/accused person and his confessional statement before police leads to discovery. The statement of witness Srikanta Mandi recorded u/s 183 of BNSS is also very significant. The post-mortem report also reflects that before the death, the deceased was subjected to forceful penetration of vagina and there is evidence of sexual violence. The present accused/petitioner not only gave confession before the police which might be inadmissible in evidence but he also gave confidential statement before the Ld. Judicial Magistrate which has value in the eye of law.

The trial has not yet been commenced. The material witnesses have not yet been examined. If at this stage the accused/petitioner is enlarged on bail, he might abscond and there is every possibility that he might tamper evidence or influence the witnesses. Accordingly, the prayer for bail stands rejected.

Return the C.D.

The Criminal Misc. Application is thus disposed of.

Let a copy of this order be sent to the Ld. CJM, Bankura at once.

Dictated and corrected by me

Sd/- S. K. Das

District & Sessions Judge-in-charge,
Bankura

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