

**S.T No 02 (09) of 2024**  
**Sessions Case No. 28 of 2024**  
(CNR – WBCS01-000341-2024)  
Present: Shri Soumendra Nath Das  
**JO Code No: – WB01132.**  
**Chief Judge, City Sessions Court, Calcutta**

**Order No. 07 dated 19.03.2025**

Today is fixed for hearing of the bail application dated 06.03.2025 filed on behalf of the accused person namely **Sanjib Das**.

Ld. P.P is present by filing hazira.

Ld. Counsel appointed from the LADCS, Kolkata to present accused Sanjib Das is present by filing hazira.

I.O is present with the C.D.

Now the bail application dated 06.03.2025 filed on behalf of the accused/petitioner **Sanjib Das** is taken up for hearing.

Ld. Advocate for this accused/petitioner submits that this accused/petitioner was arrested on 09.01.2022 and since then he is detained in custody for about three years and other co-accused person has already been granted bail on 18.07.2022 by the Hon'ble High Court, Calcutta vide CRM (DB) no. 2366 of 2022 and this accused/petitioner is on the same footings and he prays for bail of this accused/petitioner on any terms and conditons on the ground of parity.

In reply, Ld. P.P vehemently objected to the bail prayer of this accused/petitioner and submits that the allegation of commission of murder against this accused/petitioner is very serious in nature and the charge has already been framed against this accused/petitioner u/s 302 of the I.P.C along with other relevant sections and the bail prayer of this accused/petitioner has already been rejected by this Court on several occasions and the next date is fixed for evidence and at this stage, if this accused/petitioner is granted bail then there is every chance that he will abscond and hamper the trial and this accused/petitioner is not in the same footings vis-a-vis the other co-accused person who has been granted bail by the Hon'ble High Court at Calcutta and he prays for rejection of bail prayer of this accused/petitioner.

Heard both sides.

Perused the petition, the materials on record and the C.D including the PM report as well as the statement of the witnesses recorded u/s 161 of the Cr.P.C and u/s 164 of the Cr.P.C.

Considering the nature and gravity of the heinous offence as alleged and also considering the materials in the C.D including the PM report, the statement of the witnesses recorded u/s 161 of the

Cr.P.C as well as u/s 164 of Cr.P.C indicating the direct involvement of this accused/petitioner in the alleged offence whereby this accused/petitioner along with other co-accused person were allegedly found to be assaulting brutally the deceased person with brick bats and as result of which his jaw was broken and right eye got damaged and the victim thereafter succumbed to his injuries at the hospital and thus I am of the view that this is not a fit case to grant bail to this accused/petitioner at this stage.

I refer to the Judgement of the Hon'ble High Court at Calcutta in the case of **Sabitri Rani Bhunia Alias Sabitri Bhunia vs State of West Bengal in Special Leave Petition (Criminal) no. 15208 of 2024 and 15209 of 2024** wherein the Hon'ble Court had held that the seriousness of the allegation and the attitude of the present petitioner along with others do not create any confidence in the mind of this Court that no such similar offences will be committed by the present petitioner if he is enlarged on bail. Thus, antecedents of the petitioner do not allow our conscience to allow the prayer for bail at this stage.

In view of the above judgement of the Hon'ble Court and the facts of this case, the petition dated 06.03.2025 praying for bail of this accused/petitioner namely **Sanjib Das** is **rejected**.

Accused person namely **Sanjib Das** is remanded to J.C till date i.e. on 10.04.2025.

Todate i.e. on 10.04.2025 for appearance, production of the accused person and evidence of prosecution witnesses.

C.D be returned.

D/C. by me.

Sd/-

Chief Judge  
City Sessions Court, Calcutta.

Sd/-

Chief Judge  
City Sessions Court, Calcutta.