

03.06.2026
(D/L 90)
Ct. No.7
Vacation Bench
O.P.
(S.M) (B.K.N)

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION**

CRM (M) 1357 of 2026

In Re:- An application for bail under section 439 of the Code of Criminal procedure, 1973 corresponding to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 arising out of Jamalpur Police Station Case No. 167 of 2026 dated 11.05.2026 under Sections 126(2)/117(2)/109(1)/352/351(2)/3(5) of the Bartiya Nyaya Sanhita, 2023 and Sections 25/27 of the Arms Act corresponding to G.R. No. 2380 of 2026 pending before the Learned Chief Judicial Magistrate at Burdwan, Purba Bardhaman.

In the matter of : **Sk. Azad Rahaman @ Sk. Ajad Rahaman**
... Petitioner

Mr. R. S. Chattopadhyay,
Ms. Suprava Jana,
Mr. Sayan Chattopadhyay

... for the petitioner

Mr. Karan Singh

... for the State

1. The learned counsel for the petitioner has submitted that the petitioner has been falsely implicated due to political rivalry after change of regime. Other co-accused persons were granted bail. There was no injury on the victim. Nothing was recovered from the possession of the present petitioner. Accordingly, the petitioner should be enlarged on bail on any condition.
2. The learned counsel for the State has submitted that he needs to take up better instructions in spite of the fact that he has received the case diary.
3. It appears from the record that no incriminating weapon was recovered from the possession of the present petitioner. It is not

acceptable that although the case diary is available, the injury report is not there.

4. However, considering the materials on record, I am inclined to allow the petitioner to be enlarged on interim bail upon furnishing a bond of Rs.10,000/- (rupees ten thousand only) with two sureties of Rs. 5,000/- each, one of whom must be local, to the satisfaction of the Learned Chief Judicial Magistrate, Burdwan, Purba Bardhaman subject to the condition that the present accused petitioner shall appear before the learned Trial Court on each and every date of substantive hearing subject to the provision of Section 317 of the Cr.P.C. and shall not leave the jurisdiction of the Trial Court without obtaining prior leave of the Court. The petitioner shall not be seen in the vicinity of the victim and shall not tamper with the evidence connected to the case.
5. The interim bail will be effective till 10th June, 2026. On that day the Investigating officer shall appear personally with injury report, if any before the Hon'ble regular Bench.
6. Certified copy of the order dated 22.05.2026 passed by the Sessions Judge, Purba Bardhaman is kept with the record.

(Apurba Sinha Ray, J.)