

05.06.2026.

Item No. 15.

pk/ap
(Rejected)

C.R.M. (M) 1368 of 2026

In Re:- An application for bail under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 corresponding to Section 439oi of the Code of Criminal Procedure, 1973 filed on 29.05.2026 in connection with Titagarh Police Station Case No. 548 of 2020 dated 05.10.2020 under Sections 302/120B/34/212/201 of the Indian Penal Code corresponding to Sections 103/61/3(5)/237/238 of Bharatiya Nyaya Sanhita, 2023 read with Sections 25/27 of the Arms Act, 1959.

And

In the matter of: Subodh Roy @ Subodh Ray

...Petitioner

Mr. Soumyajit Das Mahapatra,
Ms. Madhurai Sinha,
Ms. Upasana Banerjee

...For the petitioner

Mr. Pritam Roy,
Mr. Neel Chakraborty

....For the State

Mr. Gunjan Kumar Singh,
Ms. Priyanka Shukla,
Ms. Sweta Singh,
Ms. Rupsa Maity

... For the de facto complainant.

1. Heard the submissions of the learned advocates appearing for the parties.
2. The prayer for bail is made mostly on the ground of prolonged incarceration and inordinate delay the trial, who is behind the bar for about five years eight months.
3. It is further submitted that out of 17 witnesses, only 3 witnesses have been examined and the order sheet would reveal that in the midst of the investigation, a prayer was made for recording the statement under Section 183 of the BNSS, 2023 as well as for T.I. Parade. It is further submitted that causing delay in the entire trial and there is remote possibility of conclusion of trial in future.

4. The prosecution, on the other hand, opposes the prayer for bail and strenuously argued that the delay is caused at the instance of the petitioner and more so, the prosecution only cited 22 witnesses, out of which 2 witnesses have been fully examined and discharge and further examination of another witness is going on. It is further submitted that on earlier four occasions, the prayer for bail was rejected.

5. It is undisputed that the petitioner is behind the bar for more than 5 years 8 months and the trial is not substantially progressed at the same time. This Court considers the nature and seriousness of the allegation of murder and conspiracy and the outcome of the trial if proved will be either death or life imprisonment.

6. Therefore, on careful consideration of the entire facts and circumstances of the case, seriousness of the accusation and the complicity of the present petitioner in this case and the trial is going on, this Court is not inclined to allow the prayer for bail. However, the learned Sessions Court is directed to make all endeavour to expedite the trial by following Section 309 of the Code of Criminal Procedure, 1973.

7. Accordingly, the application being CRM (M) 1368 of 2026 stands disposed of as rejected.

8. All parties shall act on the server copies of this order duly downloaded from the official website of this Court.

9. Urgent certified website copy of this order, if applied, for be supplied to the parties upon compliance with all requisite formalities.

(Chaitali Chatterjee (Das), J.)