

28.11.2025
Court No.35.
D/L. 163.
Rakib
(Rejected)

CRM (M) 2440 of 2025

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Bhadreswar Police Station case no. 441 of 2017 dated 22.11.2017 under Sections 302/34 of the Indian Penal Code.

And

In the matter of : Santosh Prasad @ Saheb

.....Petitioner.

Mr. Sandip Kr. Bhattacharya
Mr. Dipta Dipak Banerjee
.....for the Petitioner.

Ms. Sonali Das
Mr. Asif Dewan
.....for the State.

Learned advocate appearing for the petitioner submits that the petitioner is better placed than the other accused person who has been granted bail in CRM (M) 1425 of 2025. It has also been submitted by the learned advocate that one witnesses is being examined on recall and the evidence of the investigating officer is left in the present case.

Learned advocate for the State opposes the prayer for bail and submits that the petitioner has never prayed for bail earlier.

Be that as it may, having considered the advanced stages of the trial, I am not inclined to release the petitioner on bail.

As such, the prayer for bail of the petitioner being CRM (M) 2440 of 2025 is **dismissed**.

Considering the period which has been consumed in the trial Court, I direct no unnecessary adjournment be granted to any of the parties and the trial of the case would continue in spite of the resolution of the local bar.

The learned trial Court would try to fix at least three schedules of three dates by 15th of January, 2026. The trial of all the prosecution witnesses must be over within the said period.

The defence, if it intends to tender any witness, it would be the learned trial Court which would accordingly fix dates.

Be that as it may, learned trial Court is directed to pronounce the verdict by 30th of April, 2026.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

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

(Tirthankar Ghosh, J.)