

09.04.2026
Court No.35.
D/L. 37.
Kausik
(Rejected)

CRM (M) 2451 of 2025

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023/ Section 439 of the Code of
Criminal Procedure, 1973 in connection with Nadial Police
Station Case No. 212 of 2023 dated 29.12.2023 under sections
364/302/201/34 of the Indian Penal Code.

And

In the matter of : Chandan Shaw & Anr.

.....Petitioners.

Mr. Sujan Chatterjee
Mr. Anirban Guhathakurata
Mr. Rohan Bavishi

.....for the Petitioners.

Mr. Bitasok Banerjee
Mr. Debarshi Brahma

.....for the State.

Learned advocate appearing for the petitioners submits
that petitioners are in custody for more than 2 years and 3
months and out of 24 witnesses relied upon by the prosecution
till date 5 witnesses have been examined. According to the
petitioners there is no possibility of the trial concluding in near
future, as such the petitioners may be released on bail.

Learned advocate for the State submits that the State
intends to examine 10 more witnesses in support of its case
and some time is required to conclude the trial. Learned
advocate prays for 8 months time.

In view of the period of detention of the present
petitioners, as a matter of last chance, 8 months time from the

next date is granted to the prosecution to complete the prosecution witnesses.

Having regard to the prayer advanced by the prosecution, I direct the learned Trial Court to fix a schedule on each and every month for conclusion of the proposed witnesses cited by the prosecution. In case, any witness is present, the said witness should not return without being examined and the trial of the case will proceed in spite of any resolution of the local bar. No unnecessary adjournment be granted to either of the parties.

At this stage, the prayer for bail of the petitioner in CRM (M) 2451 of 2025 is **dismissed**.

State is directed to communicate this order to the learned Trial Court at the earliest, so that on and from 6th May, 2026 the next date fixed, the learned Trial Court would be in a position to reschedule the dates required to conclude the trial.

The Investigating Officer of the case is present in Court. His further appearance before this Court is dispensed with.

Report submitted by the State be kept with the record.

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.)