

08.07.2026
Court No.35.
D/L.403.
Rakib
(Allowed)

CRM (M) 980 of 2026

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 Labpur Police Station case no. 232 of 2025 dated 05.11.2025 under Sections 126(2)/115(2)/118(2)/103(1)/351(2)/3(5) of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of : Jahirul Sk @ Sk. Jahirul & Anr.

.....Petitioners.

Mr. Sekhar Kumar Basu, Sr. Adv,
Mr. Antarikhya Basu
Mr. Sayan Mukherjee

.....for the Petitioners.

Mr. Debajyoti Deb
Mr. Neel Chakraborty

.....for the State.

Learned senior advocate appearing for the petitioners submit that the petitioners are in custody for eight months and charge-sheet has already been submitted. There is no possibility of the trial commencing as some of the accused persons are absconding, as such, petitioners may be released on bail.

Learned advocate appearing for the State opposes the prayer for bail as there has been recovery of the offending weapons at the behest of some of the accused persons.

In course of the hearing it was pointed out that another case being Labpur police station case no. 233 of 2025 was registered wherein the de-facto complainant of Labpur police station case no. 232 of 2025 as well as his associates were implicated for having injured some of the family members of the present accused persons.

It is a fact that in one case some persons were injured and one of the individual succumbed to the injuries, while in another case also certain persons were injured and one member sustained serious injuries.

The genesis of the case arose because of dispute of certain goats trespassing into the property of the others which was escalated in such a manner that injuries were sustained by both the parties and in one case after sustaining the injuries one of the individual succumbed to death. There are no criminal antecedents of both the parties. The dispute arose out of a trivial issue.

Having regard to the same and the prospect of the progress of the proceedings, I am inclined to release the petitioners on bail. As such, the prayer for bail of the petitioners is **allowed**.

As such, the petitioners, namely, **Jahirul Sk @ Sk. Jahirul and Nurol Sk @ Sk Nur Islam** shall be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty Thousand only) each with two sureties of Rs.10,000/- (Rupees Ten Thousand only) each, one of whom must be local to the satisfaction of the learned Additional Chief Judicial Magistrate, Bolpur, Birbhum.

If on bail, the petitioners shall be physically present on each and every date before the learned Court and shall not leave the jurisdiction of district of Birbhum without prior permission of the learned Court.

Learned A.C.J.M., Bolpur is directed to exhaust the process of law and adhere to the provisions of Section 230 of the BNSS, so

that the case is committed to the Court of Sessions within the time frame as has been provided under the new Sanhita, 2023.

Thus, CRM (M) No. 980 of 2026 is **allowed**.

Memo of evidence 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.)