

24.08.2026
Court No.35.
D/L. 32.
Kausik
(Rejected)

CRM (M) 1170 of 2026

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 Narkeldanga Police
Station Case No. 366 of 2025 dated 08.08.2025 under sections
3(5)/85/103(1) of the BNS read with sections 3/4 of the Dowry
Prohibition Act.

And

In the matter of : Rohit Kumar Shaw @ Rohit Kr. Shaw

.....Petitioner.

Mr. Ayan Bhattacharjee, Sr. Adv.
Mr. Aniruddha Bhattacharyya
Ms. Anushka Bose

.....for the Petitioner.

Mr. Ayan Basu
Mr. Sumit Routh

.....for the defacto complainant.

Mr. Sankalpa Bhattacharjee

....for the State.

Learned advocate appearing for the petitioner submits
that petitioner is in custody for a year. Charges have been
framed only under Section 85 and Section 108 of the BNS.
Petitioner is the husband who is facing the trial and there is no
possibility of the trial being concluded in near future. As such,
petitioner be released on any stringent condition.

Learned advocate for the State has drawn the attention
of the Court to the post-mortem report. Post-mortem report
reflects about 21 injuries being inflicted on the person of the

deceased which led to the death of the victim. Although, the information of the post-mortem doctor is anti-mortem hanging but the manner in which the deceased was assaulted with a sharp weapon and the fact which has been pointed out by the learned advocate for the State that the other accused persons are absconding, I am of the view this is not a fit case for granting bail.

Learned advocate for the informant has appeared and specifically taken up the issue that at the time of submission of the charge sheet, informant was not informed in respect of alteration of section and incorporation of diluted sections otherwise than which was mentioned at the stage of registration of the FIR.

Having considered the issues aforesaid, at this stage, I am not inclined to grant bail to the petitioner.

Petitioner will renew his prayer for bail after the evidence of CSW 1, CSW 12 and CSW 13 is over.

Learned Trial Court is directed that immediately, after the evidence of CSW 1 is over, Court would fix date for evidence of CSW 12 and CSW 13.

Petitioner will renew his prayer for bail after the evidences are over.

Accordingly, CRM (M) 1170 of 2026 is **dismissed** at this stage.

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.)