

17.04.2025

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jb.
jdt.

C.R.M. (DB) 624 of 2025

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure/under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Thanarpara Police Station Case No. 67 of 2024 dated 16.03.2024 under Sections 302/34 of the Indian Penal Code.

And

In Re : **Sahajan Mondal @ Laltu Mondal**

... Petitioner.

Mr. Joydip Biswas
Mr. Sourav Mukherjee
Amanul Islam

... For the Petitioner.

Mr. Madhusudan Sur
... For the State.

The petitioner is in custody for more than 100 days. Learned counsel for the petitioner takes this Court to statements of the *defacto* complainant and other witnesses under Section 164/161 of the Code of Criminal Procedure and submits that these witnesses have changed their stance in their statements recorded on several dates. Co-accused who has inflicted the fatal blow has been granted bail earlier. The petitioner seeks bail.

Vehemently opposing the prayer for bail, learned counsel for the State submits that there is serious incriminating material against the petitioner and prayer for bail of co-accused Kamal Sk. standing on the same footing as the petitioner has been turned down by this Court.

I have considered the material on record.

The petitioner has been named as one of the assailants by the *defacto* complainant as well as other eye witnesses. The statements connect the petitioner to the alleged offence.

Considering the incriminating material against the petitioner as well as gravity of the offence prayer for bail is rejected at this stage.

The application for bail is disposed of.

Case diary be returned.

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

(Suvra Ghosh, J.)