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30.04.2025
Ct.No.34
b.das
Rejected

C.R.M. (DB) 836 of 2025

In Re : An application for bail under Section 483 of BNSS, 2023 filed in connection with Nadial Police Station Case No.180 of 2019 dated 06.12.2019 under Section 302/201/34 of the Indian Penal Code.

And

In Re : **Asgar Ali @ Raju** ... Petitioner.

Mr. Arnab Chatterjee
Ms. D. Biswas
Ms. Poulami Bose ... for the petitioner.

Mr. Madhusudan Sur
Mr. Ashok Das ... for the State.

Report submitted by the State is taken on record.

Heard learned counsels for the parties.

The petitioner is in custody for more than 5 years and prays for bail.

Learned counsel for the petitioner submits that 9 out of 61 witnesses have been examined and trial is not expected to be concluded in near future.

Opposing the prayer, learned counsel for the State submits that bail prayer of the co accused standing on the same footing as the petitioner has been turned down as recently as on 17th April, 2025. The petitioner is identified in TI parade. Vulnerable witnesses are yet to be examined.

I have considered the material on record. The evidence on record prima facie suggests involvement of the petitioner in the alleged offence. Vulnerable witnesses are yet to be examined. The petitioner has been identified in TI parade. If

the petitioner is released on bail at this stage, chances of winning over witnesses cannot be ruled out.

Considering the material available on record as well as prima facie involvement of the petitioner in the alleged offence, prayer for bail is rejected at this stage.

However, in view of the period of incarceration of the petitioner, learned trial Court is directed to take the proceeding to its logical conclusion as expeditiously as possible, without granting any unnecessary adjournment to either of the parties, in accordance with law.

The application for bail is thus disposed of.

Case diary be returned.

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

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

(Suvra Ghosh, J.)