

May 01, 2025
39 ARDR
(Rejected)

CRM (DB) 872 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with **Nazat**
Police Station Case No. **237** of **2023** dated **13/10/2023** under
Sections **302/34** of the Indian Penal Code read with Sections
25/27 of the Arms Act.

And

In Re : Atabuddin Molla @ Ataa

... Petitioner.

Adv. Siddhartha Sarkar,

... for the petitioner.

Adv. Joydeep Roy,

Adv. Rituparna Saha,

... for the State.

The petitioner is in custody for more than a year and prays for
bail.

Learned counsel for the petitioner submits that the
petitioner's name has transpired from the statement of the co-
accused and there is no other evidence against him connecting him
to the murder.

Opposing the prayer, learned counsel for the State submits
that the fire arms and ammunitions were recovered pursuant to the
leading statement of the petitioner. The petitioner was found to have
accompanied the victim and the co-accused immediately prior to the
murder. CCTV footages show gait pattern of the petitioner and has
been sent for forensic examination. Reports are awaited.

Considering the material on record connecting the petitioner
to the alleged 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.)