

11.04.2025

Item No.DL44
Court No. 34
Asraf, AR(Ct.)

Rejected

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION
APPELLATE SIDE

CRM (M) 74 of 2025

In Re : An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Amdanga P.S. Case no.597 of 2024 dated 28.08.2024 under Sections 329(4), 115(2), 117(2), 324(4), 118(2), 109 and 351(2) of the Bharatiya Nyaya Sanhita, 2023 and Sections 25(i)(a) and 27 of the Arms Act.

-and-

In Re : **RINTU MONDAL @ BATUL**

.....Petitioner

For the Petitioner :

Mr. D. Deb

Mr. Pabitra Biswas

.....Advocates

For the State :

Mr. Kaushik Kundu

Mr. Arup Sarkar

.....Advocates

The petitioner is in custody for 220 days. Learned counsel for the petitioner submits that co-accused almost on the same footing has been granted bail earlier. Chargesheet has been submitted. The petitioner is not the principal assailant. His further detention is not required.

Opposing the prayer for bail, learned counsel for the State submits that the petitioner is one of the assailants who held the victim by his hand after which the principal assailant shot at him.

I have considered the material on record.

The victim, in his statement recorded under Section 164 of Criminal Procedure Code, 1973, has stated that the petitioner and another held him by his hands and the third person shot him.

Considering the involvement of the petitioner in the alleged offence as well as other material available in the case diary, this Court is of the view that this is not a fit case for enlarging the petitioner on bail at this stage

Accordingly, the prayer for bail is rejected.

The application for bail is thus disposed of.

Case diary be returned.

All parties shall act on the basis of 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 expeditiously after complying with all requisite formalities.

(Suvra Ghosh, J.)