

23.05.2025

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jb.
jdt.

C.R.M. (M) 403 of 2025

In Re : An Application under Section 439 of the Code of Criminal Procedure/under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Bhadreswar Police Station Case No. 66 of 2025 dated 20.02.2025 under Sections 126(2)/329(4)/117(2)/118(2)/109/351(2)/3(5) of the BNS.

And

In Re : Iqbal Ahamed

Mr. Arunava Ganguly
... For the Petitioner.

Shaila Afrin
Mr. S. Kundu
... For the State.

The petitioner is in custody for about 40 days and prays for bail.

Learned counsel for the petitioner submits that a civil suit is pending between the parties and both the parties sustained injuries in a free fight which ensued between them.

Learned counsels for the State and *defacto* complainant oppose the prayer.

I have considered the material on record.

The petitioner appears to be the principal assailant who assaulted the victim with an iron rod causing head injury.

Considering the *prima facie* role of the petitioner in 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.)