

26.06.2025

Item No.08

Ct.No.34

rc.

Allowed

C.R.M. (M) 492 of 2025

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Tarakeswar Police Station Case No. 235 of 2016 dated 25.07.2016 under Sections 326A/307/302 of the Indian Penal Code.

And

In Re : **Sk Nuro @ Sk Nur Islam**

... Petitioner

Mr. Abhra Mukherjee
Mr. Sauradeep Dutta
Mr. Arpayan Mukherjee
Mr. Himadree Ghosh

... for the Petitioner

Mr. Partha Pratim Das
Mr. Karan Bapuli

... 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 nine years.

Progress in trial is extremely slow. The prosecution proposes to examine sixteen more witnesses.

Considering the slow progress in trial as well as period of detention of the petitioner, this Court is of the view that the petitioner deserves to be released on bail solely on the touchstone of Article 21 of the Constitution of India.

Accordingly prayer for bail is allowed.

The petitioner **Sk Nuro @ Sk Nur Islam**, be released on bail upon furnishing bond of Rs.10,000/- (Rupees Ten

Thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Chandannagore, Hooghly subject to condition that he shall remain outside the jurisdiction of Tarakeswar Police Station and shall furnish the address where he shall presently reside before the learned trial Court, Investigating Officer and the Officer-in-Charge of the concerned police station under whose jurisdiction he shall henceforth reside. He shall appear before the learned trial Court on every date of hearing. He shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to comply with any of the conditions as mentioned above without justifiable cause, the learned trial Court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

The application for bail is, thus, 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.)