

June 26, 2025

49 ARDR

(Rejected)

CRM (M) 654 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with **Dholahat**
Police Station Case No. **154** of **2023** dated **12/4/2023** under
Sections **302/201/120B** of the Indian Penal Code.

And

In Re : Nasiruddin Sha

... Petitioner.

Adv. Santanu Deb Roy,
Adv. Dipankar Gupta,

... for the petitioner.

Adv. Soumyajit Das Mahapatra,
Adv. Supriyo Das,
Adv. Madhurai Sinha,
Adv. Upasana Chatterjee,

...for the defacto complainant.

Adv. Z. N. Khan,
Adv. Soumadip Saha,

...for the State.

Learned counsel for the petitioner submits that the petitioner
is in custody for more than two years. He was residing at Bangalore
when the alleged incident occurred and has no nexus with the
occurrence. He is the husband of the deceased and prays for bail.

Learned counsel for the State and the defacto complainant
oppose the prayer.

I have considered the material on record.

Bail prayer of the petitioner was turned down by this Court on
20th September, 2023. In the said order this Court has recorded the
frequent phone calls between the petitioner and the co-accused on
the date of occurrence and money transfers between them. The
petitioner is in custody for about two years. Offences, if proved, shall
attract mandatory life imprisonment.

Considering the gravity of the offence and prima facie involvement 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.)