

17.07.2025

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jb.
jdt.

C.R.M. (M) 780 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 Kaliyaganj Police Station Case No. 498 of 2024 dated 29.11.2024 under Section 115(2)/118(2)/109(1)/74/351(2)/3(5) with added Section 103(1) of the Bharatiya Nyaya Sanhita.

And

In Re : Haradhan Roy @ Haradhan Kumar Roy

Mr. Kunal Ganguly

... For the Petitioner.

Ms. Sukanya Bhattacharya
Sufi Kamal

... For the State

Mr. Jaydeep Biswas
Mr. Rishav Singh
Mr. Soumalya Dutta

... For the Defacto Complainant

The petitioner is in custody for more than 7 months and prays for bail.

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

I have considered the material on record. The petitioner appears to be the member of the gang who attacked the victims. One of the victims succumbed to his injuries. Charge sheet has been submitted. Eye witnesses who have implicated the petitioner and the co-accused are yet to be examined. In the event the petitioner is released on bail, possibility of witnesses being won over or intimidated cannot be ruled out.

Considering the gravity of the offence and prima facie involvement of the petitioner therein, the 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.)