

13.08.2025

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jb.
jdt.

C.R.M. (M) 1012 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 Bhatpara Police Station Case No. 492 of 2022 dated 02.07.2022 under Sections 302/120B/34 of the Indian Penal Code read with Sections 25/27 of the Arms Act.

And

In Re : Om Prakash Yadav @ OP

Mr. Mritunjay Chatterjee
Ms. Suchismita Chakraborty
... For the Petitioner.

Mr. Avishek Sinha
Mr. S. S. Saha
... For the State

Learned counsel for the petitioner submits that the petitioner is in custody for more than 3 years. Most of the accused have been granted bail earlier. The petitioner seeks parity with them.

Learned counsel for the State opposes the prayer.

I have considered the material on record. The improvised country made gun seized from the petitioner has matched with the bullet heads in the person of the deceased. The prosecution proposes to examine 19 witnesses out of whom 9 have been examined.

Considering the extent of involvement of the petitioner in the alleged offence, prayer for bail is rejected at this stage.

Learned trial Court is directed to expedite the trial without granting any unnecessary adjournment to either of the parties.

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.)