

September 3, 2025

28 ARDR
(Rejected)

CRM (M) 1121 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with **Naihati
Police Station** Case No. **59** of **2024** dated **24/02/2024** under
Sections **326/506/201/120B/34/302** of the Indian Penal Code.

And

In Re : Hemanta Pal

... petitioner.

Adv. Ankit Agarwal (through VC),
Adv. Alotriya MUKherjee,
Adv. Arpita Paul Biswas,

... for the petitioner.

Adv. Aniket Mitra,
Adv. Sharequl Haque,

... for the State.

The petitioner is in custody for more than 500 days and prays
for bail.

Learned counsel for the petitioner submits that the petitioner
has been falsely implicated. The version of the victim in the dying
declaration has been manufactured in order to implicate the
petitioner. There is little progress in trial of the case. His further
detention is not required.

Learned counsel for the State opposes the prayer.

I have considered the material on record. The petitioner is the
husband of the victim who died as a result of burn injuries. In her
dying declaration, the victim has implicated the petitioner. An
independent witness who is a neighbour of the victim and the
petitioner has also implicated him. The petitioner is in custody for
more than 500 days. Offence, if proved, shall attract mandatory life
imprisonment. This Court is informed that the trial is about to
commence.

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