

12.12.2025
Court No.35.
D/L. 10.
Kausik
(Rejected)

CRM (M) 1112 of 2025

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023/ Section 439 of the Code of
Criminal Procedure, 1973 in connection with Baghmundi Police
Station Case No. 135 of 2023 dated 17.10.2023 under Sections
363/364/302/201/120B of the Indian Penal Code and under
Sections 25/27/35 of the Arms Act, 1959;

And

In the matter of : Sanjay Sarkar

.....Petitioner.

Mr. Abhra Mukherjee
Mr. Sauradeep Dutta
Mr. Arpayan Mukherjee
Mr. Himadree Ghosh
.....for the Petitioner.

Mr. Ranadeb Sengupta
Mr. Dipankar Mahata

.....for the State.

Learned advocate appearing for the petitioner submits
that the petitioner is in custody for 651 days and there has
been no progress in the trial in spite of charge having been
framed.

Petitioner submits that as there is no possibility of the
trial concluding in near future, the petitioner may be released
on bail on any stringent condition.

Learned advocate for the State on the other hand
submits that the petitioner has number of cases against him.
He was shown arrested from Jharkhand. On being identified by
him arms were recovered which were used in course of

commission of the offence. As such at this stage when the trial is about to commence, release of the petitioner would jeopardize the trial.

Having regard to the facts of the case that two persons have been murdered and arms have been recovered from the present petitioner, I am not inclined to release the petitioner on bail.

Accordingly, the prayer for bail of the petitioner in CRM (M) 1112 of 2025 is dismissed.

Report submitted by the State be kept with the record.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Tirthankar Ghosh, J.)