

September 15, 2025

13 ARDR
(Rejected)

CRM (M) 1336 of 2025

In Re : An Application for bail under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with **Baishnabnagar Police Station** Case No. **477** of **2020** dated **11/9/2020** under Sections **342/302/201/120B/34** of the Indian Penal Code.

And

In Re : Mirajil Sk @ Merajil Sk @ Merajul

... petitioner.

Adv. Arup Kumar Bhowmick,

... for the petitioner.

Adv. Anand Keshri,

Adv. Afreen Begum,

... for the State.

The petitioner is in custody for about a year and prays for bail. He seeks parity with the co-accused who have been granted bail earlier.

Learned counsel for the State opposes the prayer.

It appears that the co-accused have been granted bail considering their period of detention for four years. The petitioner cannot be said to be similarly circumstanced with them. On merits, the wife of the deceased who is an eye witness has named the petitioner along with others to have dragged the victim away before he was murdered. The petitioner is in custody for less than a year. Offence, if proved, shall attract mandatory imprisonment.

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.)