

16.09.2025

Item No.12

Ct.No.34

rc.

Reject

C.R.M. (M) 1310 of 2025

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Halisahar Police Station Case No. 288 of 2024 dated 28.10.2024.

And

In Re : **Vicky Chowdhury**

... Petitioner

Mr. Anjan Bhattacharya

Ms. Anita Shaw

Ms. Seema Thakur

... for the Petitioner

Mr. Antarikhya Basu

Mr. Karan Bapuli

... for the State

Heard learned counsels for the parties.

Learned counsel for the petitioner submits that the petitioner is in custody for about 311 days and prays for bail. One of the co-accused has been granted bail by this Court earlier. The petitioner seeks parity.

Learned counsel for the State opposes the prayer.

I have considered the material on record. The co-accused who has been released on bail earlier is a lady. No specific overt act was attributed to her in the alleged offence. The petitioner and his brother Ajoy Chowdhury appear to be the principal assailants and specific overt act has been attributed to him herein. The postmortem report of the

victim is in tune with the alleged assault and injuries sustained.

The petitioner is custody for more than three hundred days. Offence, if proved, shall attract mandatory life imprisonment.

Considering the gravity of offence and prima facie involvement of the petitioner therein, prayer for bail is rejected at this stage.

The bail application is disposed of.

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

(Suvra Ghosh, J.)