

25.09.2025

Item No.11

Ct.No.34

rc.

Reject

C.R.M. (M) 1526 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 Chanchal Police Station Case No. 753 of 2023 dated 28.06.2023.

And

In Re : **Matiur Rahaman**

... Petitioner

Mr. U.A.Dewan

Mr. A. Sarkar

Mr. A. Dewan

Mr. S. Agarwal

... for the Petitioner

Mr. Avishek Sinha

Mr. Sourat Nandy

... for the State

Report submitted by the State is taken on record.

Bail prayer of the petitioner was turned down by this Court considering the material on record on February 24, 2025. There is no change in circumstances of the case which warrants a favourable order on merits at this stage.

Learned counsel for the petitioner has submitted that the petitioner has been detected HIV positive. The report submitted the State demonstrates that the petitioner has been detected HIV positive prior to his apprehension. He has been shifted to Malda District Correctional Home from Chanchal Special Correctional Home for providing adequate treatment. Also, adequate treatment is being provided to the

petitioner at the correctional home. Therefore the petitioner does not deserve to be released on bail on medical grounds.

Accordingly prayer for bail is rejected at this stage.

The bail application 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.)