

September 22, 2025

48 ARDR
(Rejected)

CRM (M) 1544 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with **Kaliganj
Police Station** Case No. **413** of **2025** dated **11/5/2025** under
Sections **109/117(2)/118(2)/103(1)/3(5)** of the BNS, 2023

And

In Re : Asutosh Dey

... petitioner.

Adv. Minoti Gomes,
Adv. Prabir Majumder,
Adv. Snehasish Majumder,
Adv. Anindita Kundu,

... for the petitioner.

Adv. Madhusudan Sur,
Adv. Pravas Bhattacharya,

... for the State.

The petitioner is in custody for about four months and prays
for bail.

Learned counsel for the petitioner submits that there was a
free fight between the neighbours over the issue of construction of a
road by the Panchayat. Both the parties sustained injuries and case
and counter case are pending. There was no premeditated act on the
part of the petitioner and the petitioner had no intention of
murdering the victim. The victim unfortunately succumbed to his
injuries subsequently.

Learned counsel for the State opposes the prayer.

I have considered the material on record.

The petitioner appears to be the principal assailant who dealt
the fatal blow on the head of the victim. Eye witnesses have
implicated the petitioner.

Considering the material on record and prima facie involvement of the petitioner in the alleged offence, 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.)