

25.09.2025

Item No.09

Ct.No.34

rc.

Reject

C.R.M. (M) 1564 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 S.T.F. Case No. 22 of 2020 dated 12.10.2020.

And

In Re : **Najibullah @ Hakkani @ Saquib Ali**
... Petitioner

Mr. Subhrangsu Maiti ... for the Petitioner

Mr. Rudradipta Nandy
Ms. Suparna Chatterjee ... for the State

Heard learned counsels for the parties.

The petitioner is in custody for more than four years and prays for bail.

Learned counsel for the petitioner submits that the petitioner is an Imam and only preaches his own religion. He has been falsely implicated.

Learned counsel for the State opposes the prayer.

At the very outset, learned counsel for the State points out that the petitioner moved an application for bail being SLP (Criminal) No. 42932 of 2024 before the Hon'ble Supreme Court which was subsequently withdrawn by him. This fact has been suppressed by the petitioner before this Court. The petitioner has, therefore, not come before this

Court with clean hands. His prayer is liable to be turned down only on this ground.

On merits, sufficient incriminating material has transpired against the petitioner prima facie implicating him in the alleged offence.

Considering the nature and gravity of the offence and also the fact that the petitioner has suppressed material facts before this Court, 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.)