

19.11.2025

Item No.50

Ct.No.35

dc.

Rejected

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION**

C.R.M. (M) 1565 of 2025

In Re : An Application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Swarupnagar Police Station Case No. 741 of 2024 dated 25.11.2024 under Section 14(a) of the Foreigners Act, 1946 read with Section 12 of the Passports Act, 1967.

And

In Re : **Tapan Das @ Topon Das**

... Petitioner.

Mr. Ali Ahsan Alamgir,
Ms. Soma Mal,
Ms. Rabia Khatoon,
Ms. June Modak

... For the Petitioner.

Mr. Imran Ali,
Ms. Sujata Das

... For the State.

Learned advocate appearing for the petitioner submits that the petitioner is in custody for about 289 days and it has been claimed that the petitioner is an Indian citizen on the basis of the passport issued by the concerned office.

Learned advocate appearing for the State, pursuant to the earlier direction, submitted a report which reflects that passport was reissued from Embassy of India, Muscat (Oman).

The earlier order dated 12.06.2025 passed in CRM(DB) 873 of 2025 reflects that certain birth documents were relied upon by the petitioner wherein the coordinate Bench of this Hon'ble Court was pleased to hold that the birth certificate do not appear to be genuine. Having considered the same and the materials collected by the investigating agency, I am

of the view that this is not a fit case for granting bail. In case subsequent reports are received by the investigating agency, they would submit the same before the learned Trial Court.

Accordingly, the prayer for bail of the petitioner is **rejected.**

Report submitted on behalf of the State be kept with the record.

Case diary be returned to learned advocate appearing for the State.

The application for bail, being CRM (M) 1565 of 2025, is, thus, dismissed.

All concerned parties shall act on the server copy of this order duly downloaded from the official *website* of this Court.

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

(Tirthankar Ghosh, J.)