

12.
27-10-2025
(ct. no.446)
debajyoti
(rejected)

CRM (M) 1623 of 2025

In re: An application for bail under Section 439 of the Code of Criminal Procedure/483 of the Bhartiya Nagarik Suraksha Sanhita in connection with Beniapukur Police Station Case No.356 of 2018 dated 05-10-2018 under Sections 394/397 of the Indian Penal Code.

- A n d -

In the matter of : Abdul Manan

.... Petitioner.

Mr. Apalak Basu,
Mr. Nazir Ahmed,
Mr. Yavik Singhal

... For the Petitioner.

Mr. Rudradipta Nandy, learned APP,
Mr. Karan Bapuli

... For the State.

1. Heard submissions of learned advocates for the parties.

2. The fact remains that there is a prolonged incarceration of the present petitioner which is more than six years and it obviously violates the principles of human rights. At the same time, the seriousness of the offences is to be looked into and the trial has been progressing substantially. The last witness, that is, the evidence of the Investigating Officer of this case is fixed only in the month of November, 2025. On repeated earlier occasions, the petitioner's bail prayer was rejected and it was lastly rejected in the month of March, 2019. The delay whatever is there, is mostly on account of the attribution of the accused persons. Therefore, in the above circumstances when there is possibility of completion of the trial itself at this stage, any order enlarging

the petition on bail with the allegation as of this case, may have an adverse effect on the process of the trial. Therefore, the bail prayer stands refused.

3. The application for bail is, thus, **rejected**.

4. However, since the date is fixed for taking evidence of the Investigating Officer in the month of November, 2025, the learned trial Court is directed to consider all other aspects of the matter and take all efforts to complete the evidence of the Investigating Officer positively within a reasonable time and to come to a logical conclusion of the matter by passing final judgment in this case at an early date, without granting unnecessary adjournments to either of the parties.

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

6. Criminal Section is directed to supply certified copies of this order to the parties, if applied for, upon compliance of all necessary formalities.

[Chaitali Chatterjee (Das), J.]