

03.11.2025
Court No.35.
M/L. 34.
Kausik
(Partly Allowed)

CRM (M) 1881 of 2025

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 in connection with Murutia
P.S. Case No. 204/2024 dated 08.07.2024 under Section
329(3)/117(2)/118(2)/3(5)/103 of Bharatiya Nagarik Suraksha
Sanhita, 2023

And

In the matter of : Surenjit Roy @ Suranjit Roy & Ors.

.....Petitioners.

Mr. Asraf Mondal

.....for the Petitioner.

Mr. Saibal Bapuli, Ld. APP

Mr. Karan Bapuli

.....for the State.

Learned advocate for the petitioners submits that
petitioners are in custody for substantial period of time. It has
also been submitted that charge sheet was filed before the
jurisdictional Court and the foundation of the case arose
because of a free fight between two groups of people.

Learned advocate for the State opposes the prayer for
bail as the petitioners had been evading the process of law for a
considerable period of time.

Learned advocate for the petitioner has also drawn the
attention that similarly placed accused persons have been
granted bail. On an assessment of the materials appearing in
the case diary, I am of the opinion that fatal blow was inflicted
upon the deceased by the petitioner no. 2.

Consequently, I am not inclined to release the petitioner no. 2 and the prayer for bail of the petitioner no. 2 namely, Nepal Roy is hereby rejected.

So far as the petitioner no. 1, namely, Surenjit Roy @ Suranjit Roy, petitioner no. 3, Swapan Roy and petitioner no. 4, namely, Banamali Roy are concerned, they are released on bail subject to furnishing bond of Rs. 20,000/- (Twenty Thousand only) each with two sureties of like amount each to the satisfaction of learned ACJM, Tehatta.

If on bail, the petitioners shall not leave the jurisdiction of Murutia Police Station except for the purposes of attending the Court. In case there are exigencies, petitioners will seek permission from the learned ACJM, Tehatta or the learned Trial Court.

Petitioners shall also make themselves available on each and every date so fixed by the learned Magistrate/the Trial Court. In case there are violations of any conditions, the learned Magistrate or the Trial Court would be at liberty to cancel the bail without further reference of this Court.

Accordingly, CRM(M) 1881 of 2025 is partly allowed.

All parties shall act in terms of server copy of the order 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.)