

12.11.2025
Court No.35.
D/L. 70.
Kausik

CRM (M) 2270 of 2025

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/ Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Nimta Police Station Case No. 598 of 2021 dated 01.08.2021.

And

In the matter of : Sk. Akbar @ Chottu @ Choti

.....Petitioner.

Ms. Minoti Gomes
Ms. Riya Ballav
Mr. Tamal Mukhopadhyay

.....for the Petitioner.

Mr. Bitasok Banerjee
Mr. Sufi Kamal

.....for the State.

Learned advocate appearing for the petitioner submits that the petitioner is renewing the prayer for bail after suffering for 4 years and 3 months and till date only 4 witnesses have been examined out of the 12 witnesses proposed to be examined by the prosecution.

Learned advocate also draws the attention of the Court to the evidence which has been recorded and which according to petitioner inspire confidence, particularly with regard to the prosecution case which is being sought to be established by the prosecution.

Learned advocate for the State submits that the trial was delayed for absence of some of the accused persons and the prosecution has put in their efforts for recording the

evidence of the witnesses cited in the charge sheet. There are 4 other witnesses apart from the 4 witnesses who have already been examined except the government witnesses. If by 15.01.2026 the evidence of rest of the 4 witnesses except the doctors and the police officers are not completed then in that case, the trial court will release the petitioner on bail.

Needless to state that, the petitioner would co-operate with the progress of the trial of the case when the examination-in-chief and the cross-examination is being held. None of the other accused persons will create circumstances thereby deterring the progress of the trial. The trial of the case would proceed in spite of resolution of the local bar. No unnecessary adjournment be granted to any of the parties.

With the aforesaid observations CRM (M) 2270 of 2025 is disposed of.

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

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Tirthankar Ghosh, J.)