

D/L 82
13.11.2025

Bpg.
Dismissed

C.R.M. (M) 2306 of 2025

In Re: An application for bail under Section 439 of the Code of Criminal Procedure, 1973, correspondent to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Chapra Police Station Case No.115/2017 dated 22.04.2017 under Sections 447/326/307/120B/34 of the Indian Penal Code and Section 25/27 of the Arms Act and adding Section 302 of the Indian Penal Code;

Toufik Mondal @ Toufick
Versus
The State of West Bengal

Ms. Sonali Das.
...for the petitioner.

Mr. Aniket Mitra
Ms. Rajashree Tah.
...for the State.

Learned advocate appearing for the petitioner submits that the petitioner is in custody for 2 years 4 months and the learned trial court is vacant, as such, the petitioner is languishing in jail without any trial being in progress.

On the other hand, learned advocate for the State opposes the prayer for bail and submits that the petitioner has been absconding for a period of 6 years. Other accused persons have faced trial and subsequently verdict has been pronounced by the learned trial court.

In view of the petitioner absconding for a considerable period of time, I am not inclined to release the petitioner on bail.

Accordingly, CRM (M) 2306 of 2025 is dismissed.

All 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 of all requisite formalities.

(Tirthankar Ghosh, J.)