

03.12.2025
Serial no. 29
[G.S.D]

CRM (M) 2519 of 2025

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure, 1973/under Section 483 of the BNSS, 2023 in connection with **GR No. 803 of 2025 arising out of Durgapur PS Case No. 220 of 2025 dated 31.05.2025 u/s 80/85 of the BNS, 2023.**

-And-

In the matter of : Bidhan Chandra Das

... .. Petitioner(s)

Mr. Subrata Bhattacharya
Ms. Dipa Bhattachrya

... for the Petitioner(s)

Mr. Arindam Sen
Mr. Rahul Ganguly

... for the State-respondent(s)

Learned advocate for the petitioner submits that the petitioner is in custody for 180 days and although charge-sheet has been submitted but there has been no progress in the present case. Learned advocate also submits that the petitioner happens to be the husband of the deceased and on trivial issues, the deceased committed suicide by hanging.

Learned advocate for the State on the other hand opposes the prayer for bail and submits that within six years of marriage, the unfortunate incident took place and there were complicity of the inmates of the matrimonial home.

Learned advocate also submits that since one of the accused person absconded, State is unable to proceed and

progress with the trial of the case, inspite of the charge-sheet having been submitted within the statutory period.

I have taken into account the submissions of the respective parties.

Having considered the same as also the fact that there is no possibility of the trial being concluded in the near future, I am inclined to enlarge the petitioner on bail.

Hence, the prayer for bail of the petitioner is **Allowed.**

Accordingly, the petitioner viz, Bidhan Chandra Das shall be released on bail upon furnishing bond of Rs.20,000/-(Rupees Twenty Thousand only), with two sureties of Rs.10,000/- (Rupees Ten Thousand only) each, one of whom must be local, to the satisfaction of the learned ACJM, Durgapur.

If on bail, the petitioner shall be physically available on each and every date of the trial before the court *in seisin* of the case and also will not leave the jurisdiction of Paschim Bardhaman without prior permission of the court *in seisin* of the case.

It has been brought to the notice of this court that one of the accused is absconded. Accordingly, the learned ACJM, Durgapur would split up the trial of the case after exhausting process of law and take steps for committing the case to the concerned Sessions Court.

Accordingly, CRM(M) 2519 of 2025 is **allowed**.

Pending application(s), if any, is also disposed of.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

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

(Tirthankar Ghosh, J.)