

04.12.2025

Court No.35.

D/L. 24.

Kausik

(Rejected)

CRM (M) 2522 of 2025

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023/ Section 439 of the Code of
Criminal Procedure, 1973 in connection with Nandigram Police
Station Case No. 231 of 2025 dated April 17, 2025 under
Sections 109/103(1)/3(5) of the BNS;

And

In the matter of : Sk. Mafijuddin Chowdhury @ Sk.

Maifujuddin Chowdhury @ Babai

.....Petitioner.

Mr. Navanil De

Mr. Subhrajit Dey

.....for the Petitioner.

Mr. Iqbal Kabir

Mr. Debanshu Ghorai

.....for the State.

Learned advocate appearing for the petitioner submits
that the petitioner was charged under the provisions of BNS
which included amongst others Section 103 as also in respect
of provisions under the Prevention of Cruelty to Animals Act,
1960 and is in custody for 230 days.

Learned advocate further submits that the charge sheet
was submitted against the 3 accused persons out of which one
has been granted bail and the petitioner along with another is
in custody.

On any stringent condition petitioner prays for bail as
there is hardly any scope of the trial progressing.

Learned advocate for the State submits that charge sheet has been submitted and presently there are 5 accused persons. Only one of the accused has been granted bail.

Be that as it may, in case some of the accused persons are absconding, the State would take steps for splitting up of the trial after exhausting whole of the process. Let the case be committed to the Court of Sessions at the earliest.

At this stage, I am not inclined to release the petitioner on bail.

Accordingly, CRM (M) 2522 of 2025 is dismissed.

However, petitioner would be at liberty to renew his prayer for bail at the appropriate stage.

Report submitted by the State be kept with the record.

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.)