

17.02.2025
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Court No.26
gd/ssd

CRM (DB) 3955 of 2024

In re: An Application for **Bail** under Section **439** of the Code of Criminal Procedure, 1973 read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Dum Dum Police Station Case No. **70** of **2024** dated **19.02.2024** under Sections **302/34** of the Indian Penal Code, 1860 adding Section **120B** of the India Penal Code, 1860.

-And-

In the matter of: Swapan Makal @ Swapan Makhal @ Bidesh.
... .. Petitioner

Mr. Sarthak Burman
... .. For the Petitioner

Mr. Saibal Bapuli, Ld. APP
Ms. Nandini Chatterjee
... ...For the State

Petitioners prays for renewal for bail.

Learned advocate appearing for the petitioner submits that other co-accused are absconding. There is no possibility of the trial commencing any time soon. He submits that the eye-witness saw the victim to fall down from a wall.

Learned Additional public Prosecutor appearing for the State refers to the material in the case diary.

Petitioner stand implicated in murder. Other co-accused are absconding. Eye-witness states that the petitioner is one of the persons who threw victim from the wall. Postmortem report corroborates the version of the eye-witness.

Considering the gravity of the offence and the involvement of the petitioner, we are not inclined to grant bail to the petitioner and the prayer for bail of the petitioner is rejected.

The application being **C.R.M. (DB) 3955 of 2024** stands dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)