

September 25, 2025

4 ARDR
(Rejected)

**In the High Court at Calcutta
Circuit Bench at Jalpaiguri**

CRM (R) 63 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with **Naxalbari
Police Station** case no. **120** of **2025** dated **15/7/2025** under
Sections **14A/14C** of the Foreigners Act.

And

In Re : Sukumar Chandra Shil alias Sukumar Shil
... Petitioner.

Adv. Kumar Shantanu (through VC),
Adv. Partho Proteem Das,
... for the petitioner.

Adv. Ujjwal Luksom (through VC),
Adv. Chattu Roy,
... for the State.

The petitioner is in custody for about two months and prays
for bail.

Learned counsel for the petitioner submits that the petitioner
intends to apply for Indian citizenship before the appropriate
authority.

Learned counsel for the State opposes the prayer.

Admittedly the petitioner is a citizen of Bangladesh and has
entered India without a valid passport. The order of the Ministry of
Home Affairs, New Delhi issued on 1st September, 2025 is not
applicable insofar as the petitioner is concerned. Charge sheet has
been submitted. Prosecution proposes to examine seven witnesses.
In the event the petitioner is granted bail at this stage, there is
ample possibility of his absconding.

In view of the above, prayer for bail is rejected at this stage.

The learned trial Court is directed to expedite the trial without
granting any unnecessary adjournment to either of the parties.

The application for bail is disposed of.

All parties shall act on the server copy of this order duly downloaded from the official *website* of this Court.

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

(Suvra Ghosh, J.)