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07.04.2026

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Allowed

C.R.M. (M) 152 of 2026

In Re: An application for Bail under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 filed in connection with Liluah Police Station Case No.312 of 2025 dated 20.06.2025 under Sections 103(1)/238(a)/309(6)/311/317(5)/61(2)(b)/3(5) of the Bharatiya Nyaya Sanhita, 2023;

Sanjib Sardar
Versus
The State of West Bengal

Mr. Sourav Chatterjee
Mr. Soumya Nag
Ms. Sumitava Chakraborty
Ms. Bratati Pramanick
Mr. Shantanu Chakraborty.
...for the petitioner.

Mr. Subhamay Bhattacharya.
...for the State.

Learned senior advocate appearing for the petitioner submits that the petitioner is in custody for more than 9 months, charge-sheet has already been submitted and so far as the present petitioner is concerned, his complicity as is reflected from the documents supplied by the prosecution is recovery of an iron rod and the petitioner's gesture, posture, physique has matched in gait pattern analysis.

Learned advocate for the State opposes the prayer for bail and submits that the petitioner was thickly connected with the offence. The driver of the vehicle was murdered and the vehicle was recovered from a garage. The purpose of the accused persons was

for dacoity and to that extent when the driver did not agree, he was murdered.

I have taken into account the materials appearing in the case diary so far as the present petitioner's complicity is concerned, if all the materials in the case diary are taken to be true at the most the petitioner's complicity would be some peripheral activity and the main part of the act was committed by other accused persons. Having regard to the same, particularly the detention of the present petitioner and the fact that 30 witnesses have been relied upon by the prosecution which would take some time to complete, without entering into the merits of the case and on the facts of period of detention with regard to the locus and participation of the present petitioner, I am inclined to release the petitioner on bail.

Accordingly, the prayer for bail of the petitioner is allowed. The petitioner, namely, Sanjib Sardar shall be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty Thousand only) with two sureties of Rs.10,000/- each, one of whom must be local to the satisfaction of the learned Additional Sessions Judge, 3rd Court, Howrah. If on bail, the petitioner shall be physically present on each and every date fixed before the learned trial court and shall not leave the district of Howrah without prior permission of the learned trial court.

Accordingly, CRM(M) 152 of 2026 is allowed.

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.)