

07.04.2026

Court No.35.

D/L. 30.

Kausik

CRM (M) 270 of 2026

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 Raiganj Police
Station Case No. 844 of 2021 dated 28.09.2021 under sections
326/307/302/109/120B/212/201/34 of the Indian Penal Code
read with section 25(i)(a)/27/35 of Arms Act.

And

**In the matter of : Shital Roy @ Shital Kumar Roy @ Papan
Roy**

.....Petitioner.

Mr. Bikash Ranjan Bhattacharya, Sr. Adv.
Mr. Uday Sankar Chattopadhyay
Ms. Sadia Parveen

.....for the Petitioner.

Mr. Aninda Sundar Chatterjee
Mr. Amit Roy
Mr. Anish Tiwari

....for the Defacto Complainant.

Mr. Subhamoy Bhattacharya
Mr. Ratul Ghosh

.....for the State.

Learned senior advocate appearing for the petitioner
submits that within the prescribed period of 8 months the trial
could not be completed, as such the petitioner should be
released on bail as till date out of the cited 27 charge sheeted
witnesses only 20 witnesses could be examined by the
prosecution.

Learned advocate appearing for the State submits that on the earlier occasion the learned two Magistrates who recorded statements under section 164 of Cr.P.C. of the witness appeared virtually because of other compulsions. However, defence refused to cross-examine them virtually, as such time was granted.

Having regard to the gravity of the offence as a matter of last opportunity, prosecution is granted 3 more months time to complete the evidence. In case, the evidence is not completed by 30th July, 2026 petitioner be released on interim bail on such terms and conditions as the learned Trial Court would deem fit and proper for ensuring further appearance of the accused before the learned Trial Court.

Needless to state that all efforts must be exerted by the prosecution to complete the witnesses whom they intend to rely within the aforesaid time schedule. If required, the learned Trial Court would fix 3 schedule in a month and will not grant unnecessary adjournment to either of the parties. If required, the Investigating Officer would ensure that the Alamats are present before the Court when the witnesses are examined and the trial of the case would continue in spite of any resolution of the local bar.

With the aforesaid observations CRM (M) 270 of 2026 is disposed of.

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.)