

D/L45
19.02.2026

Bpg.
dismissed

C.R.M. (M) 298 of 2026

In Re: An application for Bail under Section 439 of the Criminal Procedure Code read with Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 filed in connection with Jamuria Police Station Case No.529 of 2022 dated 25.10.2022 under Sections 376/323/325 of the Indian Penal Code and Section 4 of the POCSO Act;

Shambhu Soren

Versus

The State of West Bengal & Anr.

Mr. Manas Kumar Das

Mr. Asraf Mandal

Mr. Prabal Das.

...for the petitioner.

Mr. Md. Adil Badr

Ms. Dhanashree Biswas.

...for the State.

Learned advocate appearing for the petitioner submits that the petitioner is in custody for more than 3 years 3 months. At present, there is no possibility of the trial concluding in near future as only 8 witnesses out of 19 witnesses till date have been examined.

Learned advocate for the State has produced the case diary.

I have taken into account the medico legal examination of the victim and her tender age. Having considered the same, I am of the view that the petitioner if convicted would have to face rigorous minimum punishment for 20 years. Having regard to the same, I am not inclined to release the petitioner on bail.

At this stage, CRM (M)298 of 2026 is dismissed.

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.)