

08.04.2026

Item No.41
Ct.No.35
dc.

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION**

C.R.M. (M) 450 of 2026

In Re : An Application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 corresponding to Section 439 of the Code of Criminal Procedure, 1973 filed in connection with Rishra Police Station Case No. 34 of 2021 dated 05.03.2021 under Sections 302/394/412/34 of the Indian Penal Code (G.R. Case No. 397 of 2021).

And

In Re : **Safikul Haque @ Rinku**

... Petitioner.

Mr. Avik Ghatak,
Mr. Saibal Krishna Dasgupta,
Mr. Saptaswajit Kar

... For the Petitioner.

Mr. Soumik Ganguly,
Ms. Poulami Bose

... For the State.

Learned advocate appearing for the petitioner submits that the petitioner is in custody for about five years. Almost a year has passed, but the evidence of PW-7 till date has not been concluded. On the last occasion, defence prayed for time and as such, cross-examination was deferred. Records also reflect that there were applications under Section 231 of the Code of Criminal Procedure. As such, the cross-examination was subsequent to examination-in-chief of some of the witnesses. Prosecution intends to examine CSW-11, CSW-12, CSW-13, CSW-15, CSW-17, CSW-18, CSW-19, CSW-23, CSW-24, CSW-26, CSW-27, CSW-29, CSW-30, CSW-31 and CSW-32 as is reflected from the report submitted before this Court.

Learned Trial Court would in the next six months fix at least ten schedules consisting of four dates each and would try to complete majority of the witnesses on a single day. The examination-in-chief and cross-examination should be completed without granting any adjournment, if a witness turns up in court and is available for examination, no adjournment or any accommodation should be granted to any of the parties. Further, the trial of the case would continue in spite of any resolution of the local Bar. If thereafter the learned Trial Court finds it impossible to complete the evidence of the prosecution witnesses, under those circumstances, if the accused person has not contributed to the delay, the learned Trial Court will release the petitioner on bail on such terms and conditions as it deems fit and proper for ensuring his further participation in the trial.

Report submitted by the learned advocate appearing for the State be kept with the record.

With the aforesaid observations, the application for bail, being CRM (M) 450 of 2026, is disposed of.

All concerned 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 with all requisite formalities.

(Tirthankar Ghosh, J.)