

D/L84
28.04.2026

Bpg.
Dismissed

C.R.M. (M) 581 of 2026

In Re: An application for bail under Section 439 of the Code of Criminal Procedure, 1973, corresponding to Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 filed in connection with Bhagwangola Police Station Case No.571 of 2023 dated 24.11.2023 under Sections 498A/302/34 of the Indian Penal Code;

Alima Khatun @ Basona Bibi
Versus
The State of West Bengal

Mr. Milon Mukherjee.
...for the petitioner.

Mr. Aniket Mitra
Mr. Sachit Talukdar.
...for the State.

Learned senior advocate appearing for the petitioner prays for bail on the ground that the petitioner happens to be the sister-in-law (wife of the brother-in-law) of the deceased and is in custody for more than 2 years 5 months. Till date out of 33 witnesses cited in the charge-sheet, 12 witnesses have been examined. There is no possibility of the trial being concluded in near future, as such, the petitioner may be granted bail.

On the other hand, learned advocate for the State produces the case diary and has also referred to the dying declaration.

I find that in the dying declaration one doctor, namely, Bibhas Chandra Mukherjee has signed the same. He has been

relied upon a witness. Learned trial court, as such, is directed to prepone the evidence of Dr. Bibash Chandra Mukherjee in the next schedule fixed for trial. At this stage, the prayer for bail of the petitioner is rejected. Petitioner will renew his prayer for bail, if so advised, after the evidence of Dr. Bibash Chandra Mukherjee is completed.

At this stage, CRM(M)581 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.)