

D/L 280
26.02.2026
Bpg.
Allowed

C.R.M. (M) 528 of 2026

In Re: An application for Bail under Section 439 of the Code of Criminal Procedure, 1973/ Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Gagnapur Police Station Case No.138 of 2024 dated 18th May, 2024 under Section 395 of the Indian Penal Code, 1860 read with Sections 397/412 of the Indian Penal Code, 1860 and Sections 25/27 of the Arms Act, 1959;

Uttam Das
Versus
State of West Bengal

Mr. Shivaji Kumar Das
Ms. Deblina De.
...for the petitioner.

Mr. Sanjay Bardhan
Ms. Puspita Saha.
...for the State.

Learned advocate appearing for the petitioner submits that the petitioner is in custody for 1 year 9 months, charges have already been framed and 8 witnesses have already been examined. Earlier, bail of Sadhan Sarkar in CRM(M) 49 of 2026 was allowed as also in respect of the receiver of stolen property being Ram Shivaji Ghatge in CRM(M) 2220 of 2025 was allowed. However, the bail prayer of Pritam Debnath and Samir Roy were rejected as it was the said accused persons against whom materials surfaced in respect of the gold jewellery and Rs.18,000/- cash being recovered. So far as

the present petitioner is concerned, the only material which has been recovered is an iron rod.

Learned advocate for the State opposes the prayer for bail and submits that pursuant to the statement of the petitioner iron rod was recovered and he has an antecedent of a case under the NDPS Act.

Having regard to the complicity of the present petitioner and the period of detention, I am inclined to release the petitioner on bail. As such, the prayer for bail of the petitioner is allowed. The petitioner, namely, Uttam Das 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 ACJM, Ranaghat, Nadia. If on bail, the petitioner shall be physically present on each and every date fixed by the learned trial court and shall not leave the district of Nadia without prior permission of the learned trial court.

Accordingly, CRM(M) 528 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.)

