

31.03.2026
Court No.35.
D/L.88.
Rakib
(Rejected)

CRM (M) 569 of 2026

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Domjur Police Station case no. 824 of 2022 dated 05.10.2022 under Sections 302/201 added Sections 34/120B of the Indian Penal Code, 1860.

And

In the matter of : Swapan Santra @ Mithun.

.....Petitioner.

Mr. Achin Jana
Mr. Prosenjit Ghosh
Ms. Chetna Rustagi
Mr. Debojyoti Kumar
Ms. Darothi Mukherjee

.....for the Petitioner

Mr. Sandip Chakraborty
Ms. Puja Goswami

.....for the State.

Learned advocate appearing for the petitioner submits that petitioner is in custody for about three years six months and the trial of the case has till date not been concluded, thereby resulting the petitioner languishing in jail unnecessarily.

Learned advocate for the State submits that out of 26 witnesses cited by the prosecution 23 witnesses have already examined. The evidence of the investigating officer and two nodal officers are left to be examined.

Having regard to the advance stage of the case, I am not inclined to release the petitioner on bail.

However, the learned trial Court would ensure that the evidence of the three witnesses are concluded within a period of three months from the next date of the learned trial Court resuming office.

With the aforesaid observations CRM (M) 569 of 2026 is **dismissed.**

State is directed to communicate this order to the learned trial Court.

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.)