

D/L 106

24.04.2026
Rohit, A.R.(Ct.)
ct.no.35
Rejected

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

C.R.M (M) 610 of 2026

**Raj Kumar Shaw
Vs
The State of West Bengal**

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 in connection with **Howrah Police
Station** Case No. **274 of 2025** dated **20.06.2025** under Sections
61(2)(a)/140(1)/103(1)/3(5)/310(3)/317(3) of the Bharatiya Nyaya
Sanhita, 2023
And

In the matter of : Raj Kumar Shaw

.....Petitioner.

Dr. Achin Jana
Mr. Suman Chakraborty
Mr. Prosenjit Ghosh
Ms. Chetna Rustagi
Mr. Debojyoti Kumar
Mrs. Darothi Mukherjee

...for the Petitioner

Mr. S. Patel
Mr. Arup Sarkar

...for the State

1. Learned Advocate appearing for the petitioner submits
that the petitioner was arrested on 21.06.2025 and since
then he is in custody. Prosecution has relied upon 15
witnesses and there is hardly any chance of the trial being
taken to its logical conclusion. It is also contended that the
petitioner is the driver of a company which deals with hired
cars and he was never associated with rest of the accused

persons. Further, when the petitioner was proceeding he has sent a whatsapp video to the owner which would somehow reflect the innocence of the present petitioner. Petitioner as such may be released on bail on any stringent conditions.

2. Learned Advocate for the State opposes the prayer for bail and submits that on the basis of leading statement of the present petitioner the luggage (blue bag) of the deceased was recovered. The same was subsequently identified by his wife.

3. The statement under Section 183 of BNSS Bhagawan Das Soni also reflects that the petitioner had left the job three to four months earlier and requested to provide a vehicle on hire. Said Bhagawan Das handed over the vehicle which the petitioner drove as such at this stage although petitioner may have a case of defence but the prosecution case is completely different. The deceased was strangled to death.

4. There are vulnerable witnesses who are to be examined. Charge have been framed very recently. At this stage the prayer for bail of the petitioner may jeopardize the vulnerable witnesses on whom the prosecution case depends upon.

5. Petitioner would be at liberty to approach this Court after the evidence of the vulnerable witnesses are over.

6. Learned Public Prosecutor conducting the trial would provide a list of vulnerable witnesses to the learned Trial Court. Learned Trial Court would give preference to such vulnerable witnesses for being examined.

7. Petitioner would renew his prayer for bail after the evidence of the vulnerable witnesses.

8. At this stage, CRM (M) 610 of 2026 stands dismissed.

9. All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

1. Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Tirthankar Ghosh, J.)