

23.06.2026
Court No.35.
D/L.24.
Rakib
(Rejected)

CRM (M) 707 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 Bishnupur Police Station case no. 386 of 2023 dated 20.05.2023 under Sections 302/201/120(B) of the Indian Penal Code read with Section 25(1B) of the Arms Act, 1959.

And

In the matter of : Pintu Molla @ Pintu Ali Molla.

.....Petitioner.

Mr. Shivaji Kr. Das
Ms. Deblina De

.....for the Petitioner.

Mr. Pinaki Bhattacharyya
Mr. Arnab Sau

.....for the State.

Mr. Soumya Nag
Mr. Aditya Tiwari
Mr. Rajdeep Sengupta
Mr. Moyukh Majumder

.....for the de-facto complainant.

Learned advocate appearing for the petitioner submits that petitioner is in custody for three years one month and till date only 12 witnesses have been examined out of the 27 witnesses cited by the prosecution. There is no possibility of the trial being concluded and some of the accused persons have been granted bail including one of the accused namely, Aizul Molla @ Aizul Jamadar @ Molla have been granted bail by the Hon'ble Supreme Court, another accused namely, Ajaharuddin @ Ajharuddin @ Azaruddin @ Azharuddin Shaikh @ Sekh @ Sk. has been granted bail CRM (M) 226 of 2025. The petitioner is more or less similarly placed according to the learned advocate as such he may be extended the same benefit.

Learned advocate for the de-facto complainant opposes the prayer for bail.

Learned advocate for the State has produced the Case Diary and referred to the statement under Section 164 of the Cr.P.C. of a witness.

I find from the statement which reflect that the present petitioner along with another inflicted the vital blow when another accused thereafter inflicted vital blow.

I have taken into account the locus of each of the accused persons in respect to the offence which has been committed, and on an assessment of the same, I am of the opinion that this is not a fit case for granting bail.

Accordingly, the prayer for bail of the petitioner in CRM (M) 707 of 2026 is **dismissed at this stage.**

There were earlier directions to conclude the trial at the earliest. Learned trial Court is directed to at least complete the evidence of one witness in a month irrespective of the accommodation sought for by either of the parties.

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.)