

AD 1
March 5, 2026
Ct. 28
SG

CRM 3657 of 2020
CRAN 1 of 2020 (Old No.CRAN 1931 of 2020)

Allowed

An application for bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 in connection with Tangra
P.S. Case No.109 of 2018 dated 11.05.2018 under Sections
120B/302/307/34 of the IPC, 1860 and under Section 25
read with Section 27 of the Arms Act.

And

In the matter of: *Pappu Makal @Pappu Munda* ... *petitioner*

Md. Zohaib Rauf
Mr. Abdul Zahid

... for the petitioner

Mr. Arijit Ganguly
Ms. Debjani Sahu

... for the State

Reports filed by the State are taken on record.

Learned counsel for the petitioner submits that the
petitioner has been in custody in connection with the instant
case for about 7 years 8 months. Out of a total of 73
witnesses, only 29 have been examined till date. The
principal accused in this case, viz one Bappa Ghosh @ Barka
was granted bail by this Court after being in custody for
about 7 years. There was an application filed to cancel his
bail, however the order of cancellation has been stayed by
this Court.

Learned counsel for the State opposes the prayer for
anticipatory bail, relies on the case diary and the two reports
filed today and submits that although the fatal assault was
done by another co-accused, the petitioner, along with

another, armed with a weapon, was standing guard and was threatening others. Several dates have been taken by the defence to cross-examine certain witnesses. On a few dates, adjournments were also sought. There are 10 other important witnesses yet to be examined.

Considering the above, the other materials available in the case diary, the fact that the principal accused was granted bail after being in custody for about 7 years, the present petitioner is in custody for more than 7 years and that more than half of the witnesses are yet to be examined during trial, I am inclined to grant bail to the petitioner.

The petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (rupees ten thousand) with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Sealdah subject to condition that he shall remain outside the jurisdiction of Tangra, Tapsia and Pragati Maidan Police Stations and shall furnish the address where he shall henceforth reside before the learned trial Court, the investigating officer and the Officer-in-Charge of the concerned police station under whose jurisdiction he shall presently reside. The petitioner shall appear before the learned trial court on every date of hearing fixed by the learned trial court and shall not intimidate witnesses or tamper with evidence in any manner whatsoever. He shall also furnish his mobile numbers to the abovementioned authorities and shall not change the same without informing

them. He shall not leave the country without permission of the learned trial court.

The application for bail is, thus, allowed.

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

(Jay Sengupta, J.)