

15.06.2026

Item No.15

Ct.No.35

dc.

Allowed

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

C.R.M. (M) 935 of 2026

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure, 1973 corresponding to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Belur Police Station Case No. 01 of 2020 dated 01.01.2020 under Sections 302/120B/34 of the Indian Penal Code (G.R. Case No. 01 of 2020).

And

In Re : **Binay Kumar Shaw @ Binoy Kumar Shaw
@ Bijoy Kumar Shaw @ Rohit**

... Petitioner.

Mr. Soumya Basu Roy Chowdhuri,
Mr. Abir Dalui

... For the Petitioner.

Mr. Brajesh Jha,
Ms. Surabhi Banerjee

... For the State.

Learned advocate appearing for the petitioner submits that the petitioner is in custody since January, 2020 and till date, the evidence of first witness is in progress and the prosecution has relied upon 29 witnesses in order to prove its case. Other accused persons have been released on bail.

Learned advocate appearing for the State, on the other hand, opposes the prayer for bail.

Records of the case reflect that earlier prayer for bail of the petitioner was rejected on 12.02.2025; more than 1 year 4 months have passed since then. Having considered the manner in which the trial is progressing, the other accused persons being on bail and the period of detention of the present petitioner, I am of the view that further detention of

the present petitioner in connection with the instant case is unwarranted. As such, the prayer for bail of the petitioner is **allowed.**

Accordingly, the petitioner viz., **Binay Kumar Shaw @ Binoy Kumar Shaw @ Bijoy Kumar Shaw @ Rohit** shall be released on bail upon furnishing bond of Rs.20,000/-, with two sureties of Rs.10,000/- each, one of whom must be local, to the satisfaction of the learned Chief Judicial Magistrate, Howrah.

If on bail, the petitioner shall be physically present on each and every date so fixed by the learned Trial Court and shall not leave the jurisdiction of the district of Howrah till further orders of this Court.

Report submitted by the learned advocate appearing for the State be kept with the record.

The application for bail, being CRM (M) 935 of 2026, is, thus, disposed of.

All concerned 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 with all requisite formalities.

(Tirthankar Ghosh, J.)