

11.06.2026

Court No.35.

D/L. 83.

Kausik

(Rejected)

CRM (M) 1305 of 2026

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023/ Section 439 of the Code of
Criminal Procedure, 1973 in connection with Rahara Police
Station Case No. 140 of 2022 dated 06.05.2022 under Sections
302/34 of the Indian Penal Code and 25/27 of Arms Act.

And

In the matter of : Kishan Kumar Shaw

.....Petitioner.

Mr. Debasis Kar
Ms. Suhana Parvin

.....for the Petitioner.

Mr. Utsav Dutta

.....for the State.

Learned advocate appearing for the petitioner submits
that he is in custody for about 4 years and till date the trial has
not been concluded in spite of directions passed by this Court.

Learned advocate for the State draws the attention of
the Court to the order dated 08.04.2026 wherein it has been
specifically observed that some of the accused persons have
been stretching the time of cross-examination. The
Investigating Officer is already on dock, but the presiding
officer is on leave.

I have taken into account the overall circumstances of
the case. Having regard to the nature of the offence and the
advance stage of the case, at this stage, it will not be fit and
proper to assess regarding the truth, genuinity as also veracity

of the materials which surfaced in course of time. In case the presiding officer is not available, all efforts would be taken by the incumbent judicial officer to conclude the evidence of the prosecution without granting unnecessary adjournment to any of the accused persons (as cross-examination is in progress) and to complete the same preferably within a reasonable time after joining Court.

At this stage, I am not inclined to release the petitioner on bail.

Accordingly, CRM (M) 1305 of 2026 is **dismissed**.

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.)