08.10.2026
cm/s das
ct 33
sl no.26

C.R.M. (M) 2054 of 2026

In Re : An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kotwali P.S. Case No. 390 of 2025 dated 30.03.2025 Sections 103/117(2)/123/126(2)/3(5) of the Bharatiya Nyaya Sanhita, 2023.

Allowed

In Re : Shakti Majhi.

..... petitioner

Mr. Saryati Datta
Mr. Amanul Islam
Mr. Sourav Mukherjee

..... for the petitioner

Mr. Kaushik Dey
Mr. P. Karan Singh

..... for the State

The learned advocate representing the petitioner referred to an order of rejection of bail by the coordinate Bench of this Court on 11th November, 2025 in CRM(M) 1865 of 2025. It was further emphasized that the coordinate Bench of this Court had directed the State to ensure at least 10 witnesses should be examined by 15th April, 2026 without granting unnecessary adjournment to either of the parties disregarding the resolution of the local Bar and permitted the petitioner to renew the prayer for bail in case any lapses to the direction of the coordinate Bench occurred in eventuality. It was further submitted out of 14 witnesses 3 witnesses had been examined and pursuant to the order passed by the coordinate Bench of this Court on 11th November, 2025 only 1 witness had been examined prior to 15th April, 2026, however, two more witnesses had been examined thereafter till date.

The learned advocate representing the State submitted the petitioner to have been actively involved in the commission of the alleged offence in terms of the statements recorded under Section 180 and 183 BNSS as well as the videography with regard to the

statements of the victim to have been subjected to assault and being administrated with poison as on record, establishing the role of the present petitioner to have been involved in the commission of the alleged offence.

The petitioner is in custody for one year six months six days and the observation of the coordinate Bench of this Court in CRM(M) 1865 of 2025 on 11th November, 2025 the State having failed to produce the witnesses for recording the depositions of witnesses as stipulated therein, the petitioner being at liberty to pray for renewal of bail is considered and the same is allowed.

Accordingly, the petitioner be released on bail upon furnishing a bond of Rs.25,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Chief Judicial Magistrate, Krishnagar, Nadia on condition that the petitioner shall appear before the trial court on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever and on further condition that the petitioner shall meet the Investigating Officer once in a week until further orders.

In the event he fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail automatically without reference to this court.

The application being CRM(M) No. 2054 of 2026 is allowed and disposed of.

(Ananya Bandyopadhyay, J.)