25.11.2026
Item No.299
Ct.No.35
dc.
Allowed

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

C.R.M. (M) 2303 of 2026

In Re : An Application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Ratua Police Station Case No. 573 of 2025 dated 18.07.2025 under Sections 103(1)/61(2)/3(5) of the Bharatiya Nyaya Sanhita, 2023 (G.R. Case No. 2997 of 2025).

And

In Re : **Jamirul**

... Petitioner.

Mr. Jaydeep Biswas,
Mr. Arup Sarkar,
Mr. Sourav Mukherjee,
Mr. Koushik Ghosh

... For the Petitioner.

Mr. Debajyoti Deb,
Mr. Abhishek Bhandari

... For the State.

Learned advocate appearing for the petitioner submits that petitioner is in custody for more than a year and there is no possibility of the trial concluding in near future. One of the accused persons has already been granted bail. As such, petitioner may be released on bail.

Learned advocate appearing for the State, on the other hand, opposes the prayer for bail and submits that there are antecedents of the petitioner.

Records of the case reflect that till date, charges have not been framed/witness action has not commenced. There are antecedents of the petitioner which I have taken into account and earlier the prayer for bail of the petitioner was primarily rejected on the same ground. I have also taken into account the merits of the case. Having considered the period

of detention of the petitioner and the overall materials appearing against the present petitioner, I am of the opinion 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., **Jamirul** 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 Additional Chief Judicial Magistrate, Chanchal, Malda.

If on bail, the petitioner shall be physically present on each and every date before the learned Trial Court and shall not leave the jurisdiction of the district of Malda without prior permission of the learned Trial Court.

Additionally, the petitioner shall meet the Officer-in-Charge/Inspector-in-Charge, Ratua Police Station or any police personnel deputed by the Officer-in-Charge till the evidence of vulnerable witnesses is over.

The observations made above are only restricted for adjudication of the bail application and should not be considered a final opinion on the merits of the case.

Memo of Evidence submitted by the learned advocate appearing for the State be kept with the record.

The application for bail, being CRM (M) 2303 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.)