

103.
(M/L)
Court
No.35

Rejected

03.02.2026

(Tanmoy)

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

CRM(M)/2023/2025

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure, 1973 / Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, arising out of Budge Budge P.S. Case No.252/2023 dated 12.08.2023 under Sections 302/201/120B of Indian Penal Code.

And

In the matter of: - **ASHIM BAIDYA**

...petitioner.

Mr. Moyukh Mukherjee
Mr. Soumya Nag
Mr. Rajdeep Sengupta

...for the petitioner.

Mr. P.K. Dutta, APP
Mr. Santanu Deb Roy

...for the State.

Mr. Satadru Lahiri
Mr. Safdar Azam
Mr. Jyotirmoy Talukder

...for the *de facto* complainant.

Learned Advocate appearing for the petitioner submits that the petitioner is in custody for two years and six months and out of 41 witnesses cited by the prosecution, till date only 19 witnesses have been examined. He prays for bail.

On the other hand, learned Advocate for the *de facto* complainant submits that the evidence of PW19 is over.

Learned Advocate for the State submits on instructions that six more witnesses are to be examined by the prosecution.

Having considered the same, I am not inclined to enlarge the petitioner on bail, at this stage.

However, I direct the learned Trial Court to conclude the evidence of all the six witnesses by 15th May, 2026. No unnecessary adjournments be given to any of the parties and the trial of the case would continue in spite of any resolution of the local Bar.

The petitioner would be at liberty to approach this Court after expiry of the aforesaid time-period.

Accordingly, the application being CRM(M)/2023/2025 is dismissed.

All concerned parties shall act on the server copy of this order duly downloaded from the official website of this Court.

Criminal Section is directed to make available urgent photostat certified copy of this order to the parties, if applied for, upon compliance with all requisite formalities.

(TIRTHANKAR GHOSH, J.)