

16.02.2026

Court No.35.

M/L. 247.

Kausik

(Rejected)

CRM (M) 2506 of 2025

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 Ausgram Police
Station Case No. 09 of 2024 dated 07.01.2024 under sections
395/397/412 of the Indian Penal Code.

And

In the matter of : Ashru Biswas

.....Petitioner.

Mr. Uday Shankar Chattopadhyay
Ms. Sadia Parveen

.....for the Petitioner.

Mr. Bitasok Banerjee
Ms. Sanjida Sultana

.....for the State.

Learned advocate appearing for the petitioner submits
petitioner is in custody for 2 years and 1 month and is
innocent of the charges. There are earlier orders to complete
the trial within a scheduled period of time. But there has been
no efforts on the part of the prosecution to conclude the trial
and only two witnesses out of 26 witnesses have been
examined.

Learned advocate for the State opposes the prayer for
bail and draws the attention of the Court to the seizure list
which reflects regarding certain recovery from the house of the
petitioner along with the leading statement of the petitioner. It
has also been pointed out that the order dated 07.11.2025 of

the learned Sessions Court reflects that the delay in the present case are because of the accused persons and not of the prosecution.

Having considered the same and the fact that petitioner was also identified in the T.I. Parade, I am of the view that it would not be fit and proper to release the petitioner on bail.

Accordingly, the prayer for bail of the petitioner in CRM(M) 2506 of 2025 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.)