16.11.2026
Court No.35.
D/L.29.
Rakib
(Allowed)

CRM (M) 2705 of 2026

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Nakashipara Police Station case no. 257 of 2021 dated 06.06.2021 under Sections 302/120B/34 of the Indian Penal Code and Sections 25/27 of the Arms Act.

And

In the matter of : Nirmal Sikdar

.....Petitioner.

Mr. Prabir Majumder
Mr. Snehansu Majumder
Ms. Sangeeta Chakraborty
Ms. Anindita Kundu

.....for the Petitioner.

Mr. Subrata Mukherjee
Mr. Debojyoti Adhikary
Mr. Chandra Gupta Kamal

.....for the State

Learned advocate appearing for the petitioner submits that petitioner is in custody for 160 days and he was neither named in the FIR nor in the initial charge-sheet and subsequent charge-sheet has been submitted which only incorporates his complicity on the basis of the statement of co-accused.

Learned advocate appearing for the State opposes the prayer for bail. However, learned advocate for the State submits that the only material appearing in the Case Diary against the present petitioner is the statement of co-accused.

Having considered the rival submissions, I am of the opinion that further detention of the present petitioner is unwarranted. As such, the prayer for bail of the petitioner is **allowed.**

Accordingly, the petitioner, namely, **Nirmal Sikdar** shall be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty Thousand only) with two sureties of Rs.10,000/- (Rupees Ten Thousand only) each, one of whom must be local to the satisfaction of the learned Chief Judicial Magistrate, Krishnagar, Nadia.

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 district of Nadia without prior permission of the learned Trial Court.

Additionally, petitioner shall once in a week meet with the Officer-in-Charge or any officer deputed by the Officer-in-Charge of Nakashipara police station till the evidence of vulnerable witnesses are completed before the learned trial Court.

With the aforesaid observations, CRM (M) No. 2705 of 2026 is **allowed.**

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.

Compliance report and memo of evidence submitted by the State be kept with the record.

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.)