10.11.2026
Ct. No. 07
Item No.45 AD
Sws.M/Rup
Allowed

CRM(M) 2906 of 2026

In Re : An Application under Section483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Dumdum PS Case No. 279 of 2026 under Section 105 of BNS, 2023 pending before the learned Additional Chief Judicial Magistrate, Barrackpore, North 24 Parganas.

And

In Re :SANJOY CHOWDHURY

.....petitioner

Mr. Ranjan Kali
Mr. Sagnik Roy Chowdhury

... For the Petitioner.

Mr. Subrata Mukherjee,
Ms. Koel Mukherjee

... For the State.

Mr. Kali, learned advocate appearing for the petitioner, submits that, following an altercation between the petitioner and the victim, the petitioner pushed the victim, as a result whereof the latter fell upon a gas pipeline and, unfortunately, succumbed to his injuries. He contends that there was no malice or intention on the part of the petitioner to cause the death of the victim. Nevertheless, the case came to be registered under Section 105 of the BNS. He further submits that the petitioner has been in custody for more than 78 days and, accordingly, prays for his release on bail.

Mr. Mukherjee, learned advocate representing the State produces the CD and opposes the prayer for bail based on the CD and other materials.

Heard the learned Advocates appearing for the respective parties. Perused the case diary and the other materials on record, including the post-mortem report and the statements of the witnesses recorded in the course of investigation. The materials on record prima facie suggest that, following a collision between two vehicles, an altercation ensued between the petitioner and the victim, during which the petitioner allegedly pushed the victim, causing him to fall upon a gas pipeline. The victim subsequently succumbed to his injuries.

Taking note of the facts and circumstances of the case, the period of incarceration undergone by the petitioner and the fact that the investigation has substantially progressed, I am of the view that further detention of the petitioner in custody would not serve any useful purpose.

In view thereof, the petitioner, namely **Sanjoy Chowdhury** be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty Thousand only), with two securities, one of whom must be local to, subject to the satisfaction of the learnedAdditional Chief Judicial Magistrate, Barrackpore, North 24 Parganas. The petitioner shall meet the investigating officer once in a fortnight till the submission of charge-sheet.

The accused person shall not leave the jurisdiction of the concerned district without the prior permission of the Investigating Officer.

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

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Partha Sarathi Chatterjee, J.)