

25.03.2026
Court No.35.
D/L.09.
Rakib
(Rejected)

CRM (M) 13 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 Basirhat Police Station case no. 823 of 2024 dated 12.11.2024 under Sections 130(1)/61(2)/3(5) of the Bharatiya Nyaya Sanhita, 2023 and Sections 25/27/35 of the Arms Act, 1959.

And

In the matter of : Faruk Biswas.

.....Petitioner.

Mr. Mazahar Hossain Chowdhury

.....for the Petitioner.

Mr. Anupam Das Adhikary

Mr. Asif Dewan

.....for the State.

Mr. Sandip Sarkar

Ms. Sneha Maity

.....for the de-facto complainant.

Learned advocate appearing for the petitioner submits that petitioner was arrested on 12.11.2024 and since then he is in custody. The allegations in the FIR reflect that petitioner along with another went in a motorcycle without any number plate fired at the victim/deceased and thereafter fled away.

There are three accused persons one is absconding. Be that as it may, presently the trial is being faced by Jakir Gazi and the present petitioner.

Learned advocate for the petitioner submits that there are more than 50 witnesses on whom prosecution has relied upon.

Having regard to the gravity of the offence, I am not inclined to release the petitioner on bail.

However, State is directed to complete the evidence of the vulnerable witnesses within a period of one year from date.

Petitioner would be at liberty to approach this Court after the evidence of the vulnerable witnesses are over.

Accordingly, CRM (M) 13 of 2026 is **dismissed at this stage.**

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.)