

13.02.2026

45
jb.
jdt.

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI
CRIMINAL MISCELLANEOUS JURISDICTION**

C.R.M. (R) 2 of 2026

In Re : An Application for bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with Kharibari
Police Station Case No. 234 of 2025 dated 24.08.2025 under
Section 14 A of the Foreigners Act.

And

In Re : Md. Manik

Ms. Radhika Agarwal
Mr. Dhiraj Lakhotia
Ms. Khushi Kundu
Mr. Bijan Ghosh

... For the Petitioner.

Mr. Aditi Shankar Chakraborty
Mr. Kallol Acharjee
Mr. Kallol Nag

... For the State

The petitioner is admittedly a Bangladeshi National.
Learned counsel for the petitioner submits that no ground of
arrest was communicated to him at the time of his arrest.
The seizure list is also not signed by any independent
witness. He is in custody for about 5 months. Trial is yet to
commence.

Learned counsel for the State opposes the prayer.

I have considered the material on record.

It is a fact that the seizure was not witnessed by any
independent witness. However, grounds of arrest have been

communicated to the petitioner as appears from the 'notice to the arrestee'. Since the petitioner is admittedly a Bangladeshi national and has not been found to possess any valid document for entering into India, his prayer for bail is rejected at this stage.

Learned trial Court is directed to expedite the trial and take the same to its logical conclusion in accordance with law.

CRM(R) 2 of 2026 is disposed of.

Case diary be returned.

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

(Suvra Ghosh, J.)