D/L 39

25.11.2026
Rohit, A.R.(Ct.)
ct.no.5

In the High Court at Calcutta

Criminal Miscellaneous Jurisdiction
Circuit Bench at Jalpaiguri

C.R.M (M) 310 of 2026

Ramprasad Baoyali
Vs
The State of West Bengal

In Re: An Application for Bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Malbazar** Police Station Case No. **410 of 2025** dated **03.09.2025** under Sections **85/103(1)/3(5)** of the IPC, 1860.
And
In the matter of : Ramprasad Baoyali

...Petitioner.

Mr. Sourav Kar
Ms. Tanusree Baishya
...for the Petitioner

Mr. Avrojyoti Das, Ld. A.P.P
Mr. Bijay Bikram Das
Mr. Tapas Prasad
...for the State

1. The learned Advocate representing the petitioner harped on the period of the petitioner being in custody for 447 days. Though the charge-sheet has been submitted on 3rd December, 2025, charges have not been framed and urging the period of detention prayed for grant of bail.

2. The learned Advocate representing the State referred to the post-mortem report at page 60 of the Case Diary as well as the statements recorded under Section 180 of the BNSS whereby the seizure list witnesses accorded their endorsement to the seizure list. It was further submitted that the offending weapon had been recovered at the instance of the petitioner while he was in custody. The Co-ordinate

Bench had dismissed the prayer for bail vide order dated February 13, 2026 in CRM (M) 9 of 2026.

3. The petitioner being the husband of the victim alleged to have committed the offence in the precincts of his house wherefrom the body of the victim had been recovered. Though the charge-sheet has been filed the charges have not been framed.

4. Considering the severity of the alleged offence the prayer for bail is rejected.

5. The learned Advocate representing the petitioner may advise the petitioner to renew the prayer for grant of bail after the evidence of vulnerable witnesses has been recorded. The learned Trial Court is to expedite the process of framing charges and record the evidence of the vulnerable witnesses without granting adjournments to either of the parties, if possible, frame a schedule on a day to day basis disregarding the cease work if any called by the local bar.

6. The Registrar, Circuit Bench, Jalpaiguri is to communicate the instant order to the concerned Trial Court for information and necessary action.

7. Accordingly, CRM (M) **310** of 2026 is **dismissed**.

8. All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

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

(Ananya Bandyopadhyay, J.)