

**HIGH COURT OF TRIPURA
AGARTALA
I.A. No.02 of 2025
In B.A. No.22 of 2025**

Sri Suraj Kumar
S/O. Bacchu Mahto
Resident of Nandni, Ward No.08,
Sivai Singhpur,
P.S. & P.O.- Mohiuddin Nagar,
Dist.: Samastipur, State- Bihar, India.
Pin- 848502.

-----Accused-Applicant on bail

Versus

The State of Tripura

-----Respondent (s)

For Applicant(s) : Mr. Subrata Sarkar, Sr. Adv,
Mr. Kabrabam D. Singha, Adv.

For Respondent(s) : Mr. Rajib Saha, Additional Public
Prosecutor.

HON'BLE MR. JUSTICE BISWAJIT PALIT

Order

01/12/2025

This application under Section 528 read with Section 483 of BNSS, 2023 is filed for relaxation of the conditions of bail imposed upon the petitioner vide order dated 25.04.2025 passed in B.A. No.22 of 2025 and its subsequent order dated 07.07.2025 in I.A. No.01 of 2025 arising out of the said bail application.

Heard Learned Senior Counsel, Mr. S. Sarkar assisted by Learned Counsel, Mr. Kabrabam D. Singha appearing on behalf of the accused-applicant and also heard Learned Addl. P.P. appearing on behalf of the State.

Taking part in the hearing, Learned Senior Counsel first of all drawn the attention of the Court that vide order dated 25.04.2025 in B.A. No.22 of 2025 the accused-applicant was

granted bail by this Court but as he could not execute bail bond, another I.A. was filed by the applicant and vide order dated 07.07.2025 in I.A. No.01 of 2025 his bail was modified to the extent that the accused-applicant at the time of release on bail shall execute fresh bail bond of Rs.1,00,000/- with one surety who must be a local person with further condition that he shall attend Court twice in a week till conclusion of trial and he shall not leave the jurisdiction of the Court without prior permission. Referring the said order, Learned Counsel submitted that the trial of this case by this time has commenced and the case is now posted for exam of prosecution witnesses at serial No.2 & 3 on 30.01.2026 but since the accused-applicant is a resident of Bihar, so, it has become difficult on his part to attend Court twice in a week. So, Learned Senior Counsel urged for modification of the said condition of bail granted to the accused.

Learned Addl. P.P. appearing on behalf of the State opposed the submission made by Learned Senior Counsel for the accused-applicant and submitted that if the condition is relaxed in that case the accused may abscond. So, he urged for dismissal of this application.

I have also perused the order dated 15.11.2025 passed by Learned Spl. Judge, Gomati District, Udaipur in Special (NDPS)-05 of 2025. From the said order, it appears that the next date of this case is fixed 30.01.2026 for examination of PWs at serial No.2 and 3 of the charge-sheet.

Learned Addl. P.P. at the time of hearing, could not raise any strong objection regarding dismissal of the application for modification of the order dated 07.07.2025 passed by this

Court. At this stage, there is no adverse report against the accused-applicant before this Court. So, considering the facts and circumstances of this case, the order dated 07.07.2025 passed by this Court in I.A. No.01 of 2025 is further modified to the extent that till conclusion of trial the accused shall attend before the Learned Trial Court on every dates of hearing and he shall not leave the jurisdiction of the Court without prior permission of the Court. However, before leaving the jurisdiction of the Court, the accused shall furnish his current address with proper cell phone number to the Learned Court below and also shall submit the same to O/C of R.K. Pur P.S. and he shall be allowed to leave the station only in the event of permission his granted by the concerned Court of Learned Special Judge accordingly.

Send a copy of this order to the Court of Learned Special Judge, Gomati District, Udaipur for information. A copy of this order be supplied to Learned Senior Counsel for the accused-applicant for information and compliance. Also a copy of this order be forwarded to I.O. through Learned Addl. P.P.

With this observation, this present I.A. stands disposed of.

JUDGE

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