

Party Name : RIPAN SARKAR ON BEHALF OF ACCD. PARTHA SARKAR Vs THE STATE OF TRIPURA

HONBLE THE CHIEF JUSTICE DEEPAK GUPTA

This application for grant of bail has been filed by the petitioner Sri Ripan Sarkar on behalf of accused Sri Partha Sarkar in connection with a case arising out of FIR No.135 of 2014 registered with Bishalgarh Police Station under Sections 409/468/471/34 of the Indian Penal Code (IPC) and Section 13 of Prevention of Corruption Act, 1988.

On merits of the case I see no reason to grant bail because the charges against the accused are serious in nature. The only ground which has weighed with this Court for grant of temporary bail is that the petitioner may meet his wife and newly born child.

The wife and the newly born child of the accused have not committed any crime and they should not be deprived of his attention and love during this period. Therefore, only on this ground, I direct that the accused Partha Sarkar be released on ad-interim bail for a period of 20(twenty) days till 25.08.2015 on his furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with one surety of the like amount to the satisfaction of the trial Court subject to the following terms and conditions :

- (i) That, the accused person is directed not to tamper with or in any manner influence the prosecution witnesses;
- (ii) That, the accused shall ensure that no threat directly or indirectly is given to any of the prosecution witnesses;
- (iii) The accused is further directed not to cause any hindrance in the investigation;
- (iv) The accused shall not leave Tripura without permission of the appropriate Court;
- (v) The accused shall not try to meet any of the witnesses of the case nor any of the relatives of the co-accused Bimal Chakraborty;
- (vi) It is made clear that this bail has been granted only to attend upon his wife and newly born child and the accused shall confine himself to his residence and not go anywhere else except for the medical needs, if any;
- (vii) In the bail bond the accused shall also give an undertaking that he shall himself surrender at the Kendriya Sanshodanagar (Central Jail), Bishalgarh on 26th August, 2015 by 11.00 a.m. latest;
- (viii) In case, the accused violates any of the conditions or tries to delay the trial, the prosecution shall be at liberty to approach this Court for cancellation of bail.

The bail application is disposed of in the aforesaid terms.

On the petitioner filing application for supply of the copy on payment of appropriate fees, the copy of the same shall be supplied to the petitioner by tomorrow.