

Party Name : AMAL CHAKRABORTY ON BEHALF OF ACCD. SUBIR CHAKRABORTY Vs
THE STATE OF TRIPURA

HONBLE THE CHIEF JUSTICE DEEPAK GUPTA

This application for grant of bail has been filed by the applicant Sri Amal Chakraborty on behalf of accused Sri Subir Chakraborty in connection with a case arising out of FIR No.2015/TLM/108 of 2015 dated 29th August, 2015 registered with Teliamura Police Station under Section 354(B) of Indian Penal Code (IPC).

The allegation against the accused is that his brother is a priest in the temple and one day when the complainant informant had gone to worship in the temple then the accused pulled her '*dupatta*' and hugged her at the waist.

The accused has been behind bars since 30th August, 2015. More than three months have elapsed. The investigation is complete and the charge sheet has been filed. Whether the accused is guilty or not will have to be decided by the trial Court after recording evidence but I am clearly of the view that no purpose will be served by keeping the accused behind bars any longer. Therefore, the accused **Sri Subir Chakraborty** is ordered to be released on bail by the learned trial Court on furnishing a bail bond of **Rs.10,000/- (Rupees ten thousand)** with one surety of the like amount to the satisfaction of the learned 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 undertake to appear before the trial Court on each and every date and in case the accused person fails to appear before the trial Court then the trial Court shall cancel the bail and the accused shall be arrested. Thereafter, the said person shall have to approach this Court for grant of bail;
- (vi) In case, the accused violates any of the conditions or try to delay the trial, the prosecution shall be at liberty to apply for cancellation of bail.

The bail application is disposed of in the aforesaid terms.