

November 25, 2024

1 ARDR  
**Allowed**

**CRM(SB) 153 of 2024**

In Re : An Application for bail under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with **New Market** Police Station Case No. 100 of 2024 dated 21/07/2024 under Section 75(1)(i) of the Bharatiya Nyaya Sanhita, 2023.

And

In Re : Ravindra Kamath @ Rabindra @ Ravinder Kamat,

... Petitioner.

Adv. Debasis Kar,  
Adv. Arka Tilak Bhadra,  
Adv. Jagori Mitra,

... For the Petitioner.

Adv. Baisali Basu,  
Adv. Atulya Sinha,

... For the State.

Affidavit of service filed on behalf of the petitioner is taken on record.

It is submitted on behalf of the petitioner that the petitioner is in custody for about four months upon being falsely implicated. The alleged incident occurred in a Metro and he had no involvement therein. Charge sheet has been submitted.

Learned counsel for the State produces the Case Diary, particularly the statement of the victim under Section 164 of the Code of Criminal Procedure and opposes the prayer for bail.

It appears that charge sheet has been submitted against the petitioner. The petitioner is in custody for about four months. The extent of involvement of the petitioner in the alleged offence shall be adjudicated by the learned trial Court at the appropriate stage of the proceeding. Further detention of the petitioner is not required for the purpose of custodial interrogation.

In view of the above, the prayer for bail is allowed.

Accordingly, the petitioner, namely, Ravindra Kamath @ Rabindra @ Ravinder Kamat, be released on bail upon furnishing bond of Rs.10,000/- (Rupees Ten Thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Chief Judicial Magistrate, Calcutta, subject to condition that the petitioner shall appear before the learned trial Court on every date of hearing fixed before the learned Court and shall not intimidate witnesses or tamper with evidence in any manner whatsoever. If the petitioner fails to appear before the learned trial Court on any date without any justifiable cause, the learned trial Court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

The application for bail, being CRM (SB) 153 of 2024, is, thus, disposed of.

Case diary be returned.

All parties shall act on the server copy of this order duly downloaded from the official *website* of this Court.

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

**(Suvra Ghosh, J.)**