

30.01.2024
Serial no. 1
[G.S.D]

CRM (SB) 221 of 2023

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **G.R. Case No. 3795 of 2023 arising out of Bagdah P.S. Case No. 920 of 2023 dated 13.11.2023 under section 14 of the Foreigners Act, 1946.**

-And-

In the matter of : Diltosh Rajbongshi @ Ratul Das

... .. Petitioner

Mr. Susnigdho Bhattachryya
Ms. Bidisha Chakraborty

... .. For the Petitioner

Mr. Sandip Chakraborty

... ..*For the State*

The petitioner could not submit any further document in support of his claim that he is Diltosh Rajbongshi and Diltosh Rajbongshi and Ratul Das happens to be one and the same person.

Report submitted by the officer in charge of Bagdah P.S. do not support the claim of the present petitioner. However, on request of the Id. advocate, an opportunity was granted. Id. advocate submits that he has been unable to obtain any further document.

The report of the Block Development Officer of Rajarhat Development Block as submitted by Mr. Sandip Chakraborty, Id. advocate for the State, reflects that it would not be possible to ascertain as to whether Ratul Das

as available in the electoral role and the accused Diltosh Rajbongshi are one and the same person.

Under such circumstances, I am not inclined to release the petitioner on bail.

Hence, the prayer for bail of the petitioner is **Rejected.**

Ld. trial court is directed to expedite the process of trial as the petitioner is in custody since 13th of November, 2023.

Accordingly, CRM(SB) 221 of 2023 is dismissed.

Pending application(s), if any, is also disposed of.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

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

(Tirthankar Ghosh, J.)