

04.12..2024
Ct. No. 01
SL No. 09
Cp
Allowed

CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI

CRM (DB) No. 670 of 2024

In Re: - An application for bail under Section 483 of the B.N.S.S. 2023 in connection with Sitalkuchi Police Station Case No. 477 of 2024 dated 16.10.2024, under Sections 118(2)/109 of the B.N.S., 2023.

And

In the matter of: Nirmal Barman

.....petitioner.

Ms. Mousumi Das

... for the petitioner

Mr. Aditi Shankar Chakraborty
Dr. A. Chowdhury

...for the State

1. Learned advocate representing the petitioner prays for bail on the ground that the investigation is complete and he has been in custody for more than 48 days.
2. Learned advocate for the State opposes the prayer of the petitioner and produces the case diary. He refers to certain prescriptions.
3. Considering the materials on record, the fact that investigation is complete and the charge-sheet (C/S No.492 of 2024, dated November 30, 2024) has been submitted, we are inclined to release the petitioner on bail.
4. Accordingly, we direct that the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- with two sureties of equal amount each, one of whom must be local, to the satisfaction of learned Additional Chief Judicial Magistrate,

Mathabhanga, subject to the condition that the petitioner shall appear before the learned Trial Court on each and every date of hearing until further orders of the said court and shall not intimidate witnesses or tamper with evidence in any manner whatsoever or commit similar offences in future. The petitioner shall not enter into the jurisdiction of the Sitalkuchi Police Station and furnish his local address to the concerned officer-in-charge of the police station within whose jurisdiction he will henceforth reside.

5. In the event the petitioner fails to comply with the conditions as stated hereinabove, the trial court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.
6. The application for bail is, thus, allowed and disposed of.

(Partha Sarathi Chatterjee, J.)

(Shampa Sarkar, J.)