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03.04.2025
Ct.No.34
b.das
Allowed

C.R.M. (DB) 412 of 2025

In Re : An application for bail under Section 483 of the BNSS, 2023 filed in connection with Mongalkoat P.S. Case No. 178 of 2024 dated 20.07.2024 under Sections 376/417/504/506/34 of IPC.

And

In Re : **Gobinda Chakraborty @ Maharaj Gobinda Ballav Shastri @ Govinda Chakarwarti**

... Petitioner.

Mr. Abhra Mukherjee
Ms. Pompey Bose
Mr. S. Dutta
Mr. A. Mukherjee
Mr. H. Ghosh ... for the Petitioner.

Mr. Sandip Chakarborty
Mr. Atanu Ghosh ... For the State.

The petitioner is in custody for about 163 days.

Learned counsel for the petitioner submits that there was a long standing consensual relationship between the petitioner and the private opposite party and the present complaint has been lodged upon relationship having turned sour. Charge sheet has been submitted. Further detention of the petitioner is not required.

Learned counsel for the State produces the case diary and opposes the prayer.

Learned counsel submits that that the petitioner has criminal antecedents to his credit as appears from the statement of the victim recorded under Section 164 of the Code of Criminal Procedure.

None appears for the de facto complainant.

I have considered the material on record. Charge sheet has been submitted. The petitioner is on bail in connection with the other complaint lodged against him.

Considering the material available before me as well as period of detention of the petitioner, this Court is of the view that further detention of the petitioner is not required and he may be released on bail.

The prayer for bail is allowed.

The petitioner, **Gobinda Chakraborty @ Maharaj Gobinda Ballav Shastri @ Govinda Chakarwanti** 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 Additional Chief Judicial Magistrate, Katwa, Purba Bardhaman subject to condition that the petitioner shall appear before the learned trial Court on every date of hearing fixed by the learned trial 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 fixed before it without 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 (DB) 412 of 2025, 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.)