

30.04.2025

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jdt.

Allowed

C.R.M. (DB) 819 of 2025

In Re : An Application under Section 439 of the Code of Criminal Procedure/under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Raniganj Police Station Case No. 148 of 2024 dated 12.05.2024 under Sections 409/120B of the Indian Penal Code.

And

In Re : Md. Firoj Uddin

Mr. Milon Mukherjee
Habibur Rahaman
Mr. Archisman Singh

... For the Petitioner.

Mr. Ranabir Roy Chowdhury
Md. Yaser A. Ismail

... For the State.

The petitioner is the post master of Raniganj Head Post Office and is in custody for about a year.

Learned counsel for the petitioner submits that the petitioner complained of embezzlement of funds by the Head Treasurer of the post office before the Senior Superintendent of Post Office, Asansol Division on 10th May, 2024. Shortage of cash to the tune of Rs.1,17,97,584/- was discovered by him. The petitioner's name has transpired from the statement of the co-accused. No recovery has been made from him.

Learned counsel for the State opposes the prayer.

I have considered the material on record. The petitioner's name has transpired from the statement of the co-accused and no recovery of cash has been made from him. The case is based on documents which are in custody of the investigating agency.

Considering the extent of complicity of the petitioner in the alleged offence, this Court is of the view that further detention of the petitioner is not required. He may be released on bail.

Accordingly, the prayer for bail is allowed.

The petitioner namely Md. Firoj Uddin shall 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, Asansol, Paschim Bardhaman subject to condition that he shall appear before the learned trial Court on every date of hearing fixed by the learned trial Court and shall not tamper with evidence or intimidate witnesses in any manner whatsoever.

In the event the petitioner fails to appear before the learned trial Court on any date fixed for hearing 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 is 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.)