

12.06.2025

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C.R.M. (DB) 873 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 Swarupnagar Police Station Case No. 741 of 2024 dated 25.11.2024 under Sections 14A(b) of Foreigners Act and Section 12 of the Passport Act.

And

In Re : Topon Das @ Tapan Das

Md. Jannat Ul Firdous

... For the Petitioner.

Mr. Prasun Kr. Dutta

Mr. Sourat Nandy

... For the State.

Report submitted by the State is taken on record.

It appears from the birth certificate of the petitioner as produced by him that the information with regard to the record of birth was taken from the register of Kakdwip Sub Divisional Hospital and records the date of birth as 20th March, 1982. But the report indicates that the Kakdwip Hospital was officially upgraded to Sub Divisional Hospital from Kakdwip Rural Hospital only in February, 2006. The birth certificate does not appear to be genuine. Charge sheet has been submitted. Allegation against the petitioner is under Section 14A (b) of the Foreigners Act and Section 12 of the Passport Act. Possibility of the petitioner fleeing from justice if released on bail at this stage cannot be ruled out.

Considering the material on record, the prayer for bail is rejected at this stage.

The application for bail is disposed of.

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

(Suvra Ghosh, J.)