

20.05.2025

Item No.36

Ct.No.34

rc.

Allowed

C.R.M. (DB) 1043 of 2025

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Farakka Police Station Case No. 63 of 2025 dated 17.02.2025.

And

In Re : **Dolan Basak @ Dolon Basak**

... Petitioner

Mr. Tapodip Gupta

... for the Petitioner

Mr. Binoy Panda

Ms. Puja Goswami

... For the State

The petitioner is in custody for more than ninety days and prays for bail.

Learned counsel for the petitioner submits that there was consensual relationship between the parties which turned sour. The petitioner was falsely implicated.

Learned counsel for the State opposes the prayer.

I have gone through the material on record. The victim appears to be a married lady and was aware of the consequences of the relationship all throughout. The investigation has culminated in submission of charge sheet. The mobile phone of the petitioner has not been seized.

Considering the material on record and extent of complicity of the petitioner in the alleged crime, prayer for bail is allowed.

The petitioner **Dolan Basak @ Dolon Basak** 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, Jangipur, Murshidabad subject to condition that he shall remain outside the jurisdiction of Farakka Police Station and shall furnish the address where he shall presently reside before the learned trial Court, Investigating Officer and the Officer-in-Charge of the concerned police station under whose jurisdiction he shall henceforth reside. He shall appear before the learned trial Court on every date of hearing. He shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to comply with any of the conditions as mentioned above 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 is, thus, disposed of.

Case Diary be returned.

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

(Suvra Ghosh, J.)