

09
09.04.2025
Ct.No.34
b.das
Allowed

C.R.M. (M) 38 of 2025

In Re : An application for bail under Section 483 of the BNSS, 2023 filed in connection with Harischandrapur P.S. Case No. 976 of 2024 dated 18.11.2024 under Section 105 of BNS, 2023.

And

In Re : **Pinku Pasman @ Pinaki Pasman**

... Petitioner.

Mr. Avinaba Patra

Mr. Agnik Moulik ... for the Petitioner.

Ms. Amita Gaur

Ms. Sudeshna Das ... For the State.

Heard learned counsels for the parties.

The petitioner is in custody for more than 140 days.

Learned counsel for the petitioner submits that best case against the petitioner is that he pushed the victim and nothing further. Further detention of the petitioner is not required.

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

I have perused the material on record. The version of the de facto complainant differs from that of the son of the victim whose statement has been recorded under Section 164 of the Code of Criminal Procedure. The place of occurrence has also been shifted. There is no material directly connecting the petitioner to the death of the victim.

Considering the material on record, this Court is inclined to hold that further detention of the petitioner is not required and he may be released on bail.

Accordingly prayer for bail is allowed.

The petitioner **Pinku Pasman @ Pinaki Pasman** 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, Chanchal, Malda 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.

In the event the petitioner fails to appear before the learned trial Court on any date 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.

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.)