

May 05, 2025

17 ARDR

Allowed

CRM (M) 254 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with
Electronics Complex Police Station Case No. **02** of **2025** dated
01/01/2025 under Section **103(1)** of the BNS.

And

In Re : Bapan Halder

... Petitioner.

Adv. Arunangshu Chakraborty,
Adv. Arijit Kumar Bera,
Adv. Zeba Rashid,
Adv. Shaila Amin,

... for the petitioner.

Adv. Sukhamoy Bhattacharya,
Adv. Ayana De,

... for the State.

None appears for the defato complainant despite service.

The petitioner is the secretary of the club whose members
assaulted the victim in the club, resulting in his death. He is in
custody for about four months. He was not present at the place of
occurrence and arrived soon after the incident.

Learned counsel for the State opposes the prayer.

Considering the material on record, particularly 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 and he
may be granted bail subject to stringent conditions.

Accordingly, the prayer for bail is allowed.

The petitioner, namely Bapan Halder 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, Barasat,
subject to the condition that he shall appear before the learned trial

Court on every date of hearing. He shall not tamper with evidence or intimidate witnesses in any manner whatsoever.

In the event the petitioner fails to comply with any of the conditions stated above 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.

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.)