

May 14, 2025

58 ARDR

(Allowed)

CRM (M) 314 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with **Kasba**
Police Station Case No. **207** of **2018** dated **09/6/2018** under
Sections **302/394/34** of the Indian Penal Code.

And

In Re : Rakesh Das @ Chikku @ Chuku

... Petitioner.

Adv. Asif Dewan,
Adv. Riaz Bin Abedin,
Adv. Md. Ramiz Akhtar,

... for the petitioner.

Adv. Sandip Chakraborty,
Adv. Kanchan Roy,

... for the State.

The petitioner seeks parity with co-accused Sambhu Kayal
who was granted bail by this Court on the touchstone of Article 21
of the Constitution of India.

The petitioner appears to be similarly circumstanced with the
co-accused insofar as his period of detention is concerned. He is
entitled to same benefit.

Accordingly, prayer for bail is allowed.

The petitioner namely Rakesh Das @ Chikku @ Chuku 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, Alipore, subject to the condition that he shall
remain outside the jurisdiction of Kasba 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 and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to adhere to any of the conditions stated above, 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.)