

16.05.2025

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jb.
jdt.

C.R.M. (M) 334 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 Barrackpore Police Station Case No. 267 of 2024 dated 13.10.2024 under Sections 124(1)/124(2)/127(2)/77/78 of the BNS.

And

In Re : Krishna Mondal Petitioner

Mr. Debasis Kar
Husen Mustafi

... For the Petitioner.

Shaila Afrin
Mr. Debarshi Bharmar

... For the State

The petitioner is in custody for about 7 months and prays for bail.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated. Learned counsel submits that the *defacto* complainant took a loan of Rs.20,000/- from the petitioner and it is also alleged that the petitioner was proposing to have a relationship with the son of the *defacto* complainant which was not accepted by the latter. The complaint has been lodged due to previous enmity.

Learned counsel for the State opposes the prayer.

It appears that the victims sustained acid burn injuries. A cap of the petitioner which was identified by the son and wife of the victim as well as neighbours was found outside the victim's house *prima facie* indicating presence of the petitioner therein. The petitioner owes an explanation with regard to his cap being found near the place of occurrence. Vulnerable witnesses are yet to be

examined. In the event the petitioner is released on bail at this stage, chances of intimidating/winning over vulnerable witnesses by the petitioner cannot be ruled out.

Considering the material on record, 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.)