

May 19, 2025

27 ARDR

(Allowed)

CRM (M) 359 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with **Goghat**
Police Station Case No. **52** of **2025** dated **06/2/2025** under
Sections **64(2)(m)/351(2)** of the BNS.

And

In Re : Biplab Das

... Petitioner.

Adv. Debangana Bhattacharjee,
Adv. Mainur Islam,
Adv. Siddhartha Mukherjee,
Adv. Sudipta Mahapatra,

... for the petitioner.

Adv. Tirthankar Dhali

...for the victim.

Adv. Partha Pratim Das,
Adv. Debarshi Brahma,

... for the State.

The petitioner is in custody for about 100 days. Learned
counsel for the petitioner submits that the petitioner has been
falsely implicated. His further detention is not required. He prays for
bail.

Learned counsel for the State opposes the prayer.

Learned counsel for the defacto complainant does not oppose
the prayer for bail.

Considering the material available on record in the case diary,
particularly the statement of the defacto complainant recorded
under Section 183 of the BNSS suggesting a consensual relationship
between the parties and *prima facie* exonerating the petitioner, this
Court is of the view that further detention of the petitioner is not
required and he may be granted bail.

Accordingly, the prayer for bail is allowed.

The petitioner namely Biplab Das 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, **Arambagh, Hooghly**, subject to condition that 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 appear before the learned trial Court on any date 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.

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.)