

18.08.2025

Item No.11

Ct.No.34

rc.

Allowed

C.R.M. (M) 661 of 2025

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kaliganj Police Station Case No. 97 of 2025 dated 28.01.2025.

And

In Re : **Murshed Sk. @ Imran**

... Petitioner

Mr. Jaydeep Biswas

Mr. Asraf Mondal

... for the Petitioner

Mr. Antarikhya Basu

Mr. Tirupati Mukherjee

... For the State

Ms. Tannistha Bandyopadhyay...for the defacto complainant

Heard learned counsels for the parties.

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

Learned counsel for the petitioner submits that the petitioner and the victim lady are major and there was consensual relationship between them.

Learned counsels for the State and the defacto complainant oppose the prayer.

I have considered the material on record. There appears to have been a consensual relationship between the parties which turned sour subsequently. The petitioner is in custody for about five months. The victim lady is a major

and was aware of the consequences of their relationship all throughout. She refused medical examination. Charge sheet has been submitted. Material available in the Case Diary does not justify further detention of the petitioner.

Accordingly, prayer for bail is allowed.

The petitioner **Murshed Sk. @ Imran**, 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, Krishnanagar subject to condition that he shall appear before the learned trial Court on every date of hearing. He 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.

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)