

15.07.2025

Item No.33

Ct.No.34

rc.

Allowed

C.R.M. (M) 771 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 Tehatta Police Station Case No. 285 of 2025 dated 16.04.2025.

And

In Re : **Iyajul Biswas @ Yeajul Biswas**

... Petitioner

Mr. Angshuman Chakraborty

Mr. Amanul Islam

Mr. Sourav Mukherjee

... for the Petitioner

Ms. Amita Gaur

Ms. Suparna Chatterjee

... For the State

Mr. Asraf Mandal

Mr. Tushar Shill

...for the defacto complainant

Learned counsel for the petitioner submits that the petitioner has been falsely implicated and is in custody for about three months. He prays for bail.

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

I have considered the material on record. The statement of the defacto complainant in her written complaint, before the doctor and under Section 164 of the Code of Criminal Procedure vary from each other. Charge sheet has been submitted. Further detention of the petitioner is not required for the purpose of custodial interrogation and he may be released on bail subject to stringent conditions.

Accordingly prayer for bail is allowed.

The petitioner **Iyajul Biswas @ Yeajul Biswas**, 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, Tehatta, Nadia subject to condition that he shall remain outside the jurisdiction of Tehatta 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. He 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 as mentioned above 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.)