

23.06.2025

Item No.04

Ct.No.34

rc.

Allowed

C.R.M. (R) 63 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 Rahara Police Station Case No. 50 of 2023 dated 08.02.2023 under Sections 306 and 34 of the Indian Penal Code.

And

In Re : **Moumita Mukhopadhyay @ Moumita Mukherjee**

... Petitioner

Mr. Sandipan Ganguly
Mr. Somopriyo Choudhury
Ms. Ashika Daga
Ms. Priyanka Sarkar
Mr. Aayush Lakhotia
Mr. Matri Prasad Das
Ms. Urvi Chawla

... for the Petitioner

Mr. Suman De
Mr. Dipankar Paramanick

... For the State

On the prayer of the petitioner, liberty is granted to correct the cause title of the application.

The petitioner has been arrested after submission of charge sheet and is in custody for about 10 days.

Learned counsel for the petitioner submits that the petitioner has no involvement in the alleged offence and is in fact better placed than the co-accused who have been granted anticipatory bail.

Learned counsel for the State opposes the prayer.

I have considered the material on record. The petitioner has not been named by the wife of the deceased in

her statement recorded under Section 164 of the Code of Criminal Procedure. The petitioner has cooperated in investigation of the case and has responded to the notice issued upon her under Section 41A of the Code of Criminal Procedure. Co-accused are on bail. Her further detention is not required.

Accordingly prayer for bail is allowed.

The petitioner, **Moumita Mukhopadhyay @ Moumita Mukherjee** 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, Barrackpore subject to condition that she shall appear before the learned trial Court on every date of hearing. She shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to comply with any of the conditions as mentioned above without justifiable cause, the learned trial Court shall be at liberty to cancel her 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.)