

03.09.2025

Item No.19

Ct.No.34

rc.

Allowed

C.R.M. (M) 870 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 Nadanghat Police Station Case No. 304 of 2025 dated 24.05.2025.

And

In Re : **Mithun Das**

... Petitioner

Mr. Dhananjay Banerjee

Mr. Pralay Hazra

... for the Petitioner

Mr. Imran Ali

Mr. Saptarshi Chakraborty

... for the State

Report submitted by the State is taken on record.

The victim is not represented despite service.

Heard learned counsels for the parties.

The petitioner is in custody for more than 90 days and prays for bail.

Learned counsel for the petitioner submits that there was an amorous relationship between the victim and the petitioner which turned sour subsequently. The petitioner has been falsely implicated. Charge sheet has been submitted.

Learned counsel for the State opposes the prayer.

I have considered the material on record. The petitioner appears to be the neighbour of the victim. Charge

sheet has been submitted. Further detention of the petitioner is not required for the purpose of custodial interrogation.

Accordingly, prayer for bail is allowed.

The petitioner **Mithun 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, Kalna Purba Bardhaman 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.

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

(Suvra Ghosh, J.)