

18.08.2025

Item No.38

Ct.No.34

rc.

Allowed

C.R.M. (M) 1075 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 Naihati Police Station Case No. 192 of 2021 dated 29.04.2021.

And

In Re : **Goutam Mathur**

... Petitioner

Mr. Debasish Kar

... for the Petitioner

Mr. Arindam Sen

Ms. Sufi Kumal Antarikhya Basu

.. For the State

Mr. Husen Mustafi

...for the defacto complainant

Heard learned counsels for the parties.

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

Learned counsel for the State opposes the prayer.

I have considered the material on record. Injuries sustained by the injured is not serious. Charge sheet has been submitted. Material available in the Case Diary does not justify further detention of the petitioner. Criminal antecedents of the petitioner as stated by the learned counsel for the State cannot stand in the way of grant of bail to the petitioner in the facts and circumstances of the present case.

Accordingly, prayer for bail is allowed.

The petitioner **Goutam Mathur**, 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 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.)