

August 28, 2025

33 ARDR

(Allowed)

CRM (M) 1142 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with
Narkeldanga Police Station Case No. **14** of **2025** dated
18/1/2025 under Sections **61(2)/310(2)/311/317(3)** of the BNS.

And

In Re : Md. Nadeem

... Petitioner.

Adv. Asraf Mandal,
Adv. Samirul Sardar,
Adv. Arshad Hussain

... for the petitioner.

Adv. Ashok Das

... for the State.

The petitioner is in custody for more than 7 months and prays
for bail.

Learned counsel for the petitioner submits that the petitioner
has been falsely implicated. Though the scooty from which part of
the stolen booty was recovered belongs to him, the scooty was used
by his brother who is a co-accused herein. The said brother
allegedly kept the amount in the scooty beyond the knowledge of the
petitioner.

Learned counsel for the State opposes the prayer.

I have considered the material on record. Portion of the stolen
booty was recovered from the scooty of the petitioner pursuant to
the leading statement of the petitioner's brother Mr. Jasim. The
material on record does not indicate any further implication of the
petitioner in the alleged offence.

Considering the extent of complicity of the petitioner herein,
prayer for bail is allowed.

The petitioner namely **Md. Nadeem** 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, Sealdah** subject to the 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 disposed of.

Case Diary be returned.

All parties shall act on the server copy of this order duly downloaded from the official *website* of this Court.

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

(Suvra Ghosh, J.)