

10.09.2025

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jb.

jdt.

Allowed

C.R.M. (M) 1250 of 2025

In Re : An Application under Section 439 of the Code of Criminal Procedure/under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Jhargram Police Station Case No. 85/2011 dated 21.03.2011 under Sections 498A/302 of the Indian Penal Code.

And

In Re : Chittaranjan Singha @ Chittaranjan Singh @ Chittaranjan Sing @ Nadhu

Mr. Soumajit Chatterjee

... For the Petitioner.

Zareen N Khan

Mr. Sandip Kundu

... For the State

The petitioner is in custody for more than 10 years and prays for bail.

Learned counsel for the State opposes the prayer.

I have considered the material on record. On merits, the petitioner does not deserve a favourable order. However, the petitioner is in custody for more than 10 years. This Court is informed that 13 out of 21 witnesses have been examined so far. There is little possibility of trial being concluded in near future.

Considering the period of incarceration of the petitioner vis-a- vis the progress of trial, this Court is of the view that the petitioner is entitled to bail solely on the touchstone of Article 21 of the Constitution of India, without going into the merits of the case.

Accordingly, the prayer for bail is allowed.

The petitioner namely Chittaranjan Singha @ Chittaranjan Singh @ Chittaranjan Sing @ Nadhu shall 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 Chief Judicial Magistrate, Jhargram subject to condition that he shall appear before the learned trial Court on every date of hearing fixed by the learned trial Court. He shall not tamper with evidence or intimidate witnesses in any manner whatsoever.

In the event the petitioner fails to appear before the learned trial Court on any date fixed for hearing without any 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.)