

16.10.2025
D/L No.110
Court No.6
S.Gayen/
Rohan
Vacation
Bench
(Allowed)

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION
APPELLATE SIDE**

C.R.M.(M) 2123 of 2025

In Re: An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Dakshineswar Police Station Case No. 91 of 2024 dated 03.07.2024 under Section 111 of the Bharatiya Nyaya Sanhita, 2023.

-And-

In the matter of: Rahul Gupta

...Petitioner

Mr. Sabyasachi Banerjee, Sr. Adv.
Mr. Sourav Chatterjee, Sr. Adv.
Mr. Pratimpriya Dasgupta
Mr. Soumen Mohanty
Mr. Agnish Basu
Mr. Gourav Bose

...for the Petitioner

Mr. Madhusudan Sur, Ld. APP
Mr. Dipankar Paramanick

...for the State

1. Having heard the learned counsel for the petitioner and considering the materials on record, it appears that the petitioner is similarly circumstanced with the accused namely, Jayant Singh and as such, the petitioner may be granted bail on similar condition.
2. It is found that in spite of service of notice, the State is unable to produce the case diary.
3. Accordingly, the application for bail is, thus, **allowed**.

4. The petitioner shall be released on bail upon furnishing of two sureties of Rs.10000/- each, one of which must be local subject to the satisfaction of the learned Additional Chief Judicial Magistrate, Barrackpore. The petitioners upon being released shall not enter into the locality of Barrackpore Police Commissionerate, where the incident took place and the petitioner shall meet the Officer-in-Charge of the concerned police station where the petitioner will reside and shall not meet the witnesses acquainted with the facts of the case and shall not do any act pre-judicial to trial.
5. In the event, the petitioner fails to comply with any of the conditions as stated above, the learned Trial Court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.
6. Thus, the application for bail being **C.R.M. (M) 2123 of 2025** stands disposed of.
7. Urgent Photostat certified copy of this order, if applied for, be given to the parties upon compliance with all requisite formalities.

(Apurba Sinha Ray, J.)