

14.02.2025
Item No.53
Court No.26
S.D.
(Bail granted)

CRM (DB) 3819 of 2024

In re: An Application for **Bail** under Section 439 of the Code of Criminal Procedure, 1973/section **483** of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Nabadwip Police Station Case No. **407** of **2024** dated **27.06.2024** under Sections **392/395/397/412** of the Indian Penal Code, 1860 and sections **25/27/35** of the Arms Act. -And-

In the matter of : Saheb Haldar @ Biswajit
... ... Petitioner

Mr. Ayan Bhattacharya
Mr. Atis Kumar Biswas
Mr. Amanul Islam
Mr. Anit Singh
Ms. Jyoti Agarwal
Mr. Sourav Mukherjee
... ... For the Petitioner
Mr. Arindam Sen
Ms. Pritha Paul
... ...For the State

Petitioners pray for bail.

Materials in the case diary show that no Test Identification parade was held which identified the petitioner before us, although an allegedly stolen article was recovered from his possession.

Supplementary affidavit filed in Court on behalf of the petitioner be kept on record.

It appears from the supplementary affidavit that the petitioner was entangled in one police case after the other. In one of the police case, petitioner was acquitted.

Possibility of false implication exists.

In such circumstances, we grant bail to the petitioner.

Accordingly, we direct that the petitioner shall be released on bail upon furnishing a 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 Judicial Magistrate, Nabadwip**, subject to condition that the petitioner shall appear before the learned trial court on every date of hearing until further orders and shall not intimidate witnesses and/or tamper with evidence in any manner whatsoever.

In the event, the petitioner fails to comply with the conditions as enshrined hereinbefore, it is open to the trial court to cancel the bail without further reference to this Court.

The prayer for bail of the petitioner is **allowed**.

C.R.M.(DB) 3819 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)