

21.02.2025
Item No.22
Court No.26
Allowed
CHC

CRM (DB) 4335 of 2024

In re : An Application for **Bail** under Section **483** of the Bharatiya Nagarik Suraksha Sanhita, 2023, in connection with **Nakashipara** Police Station Case No. **660 of 2024** dated 22.07.2024 under Sections **80/85/108/316(2)/3(5)** of the Bharatiya Nyaya Sanhita, 2023, subsequently, Charge-sheet under Sections 80/85/108/316(2)/3(5) of The Bharatiya Nyaya Sanhita, 2023.

-And-

In the matter of : Badsha Mallick

... .. Petitioner

Mr. Amanul Islam, Advocate
Mr. Sourav Mukherjee, Advocate
... .. For the Petitioner

Mr. Debabrata Chatterjee, Advocate
Mr. Mainak Gupta, Advocate
... ...For the State

1. Police filed charge sheet.
2. Petitioner is the husband.
3. Post Mortem Report of the wife of the petitioner suggests that, she expired due to ante mortem poisoning.
4. The issue as to whether, the petitioner abetted in the commission of the suicide may be decided at the trial.
5. Need to place the petitioner under custodial trial is not felt.
6. In such circumstances, we are inclined to grant bail to the petitioner.
7. 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 Chief**

Judicial Magistrate, Nadia, Krishnagar, 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.

8. 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.
9. The prayer for bail of the petitioner is **allowed**.
10. CRM(DB) 4335 of 2024 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)