07.10.2026
Item No.01
Ct. No. 34
nb

CRM(M) 2044 of 2026

In Re.: An application for bail under Section 439 of the Code of Criminal Procedure. Corresponding to Section 483 of the B.N.S.S in connection with Jagatballavpur Police Station Case No.182 of 2022 dated 20-08-2022 under Sections 395/397/324/120B/34 of the I.P.C and 25/27 of the Arms Act.

In the matter of: **Dheeraj Kumar @ Dhiraj Kumar**
..... Petitioner.

Mr. Soumya Basu Roy Chowdhuri,
Mr. Abir Dalui,
..... For the Petitioner.

Mr. Somnath Adhikary,
Mr. Madhurai Sinha,
.....For the State

1. This bail application has been filed on the ground of parity and also that he is in custody of three years eleven months and two days.
2. It is submitted by the learned counsel representing the petitioner that other co-accused has already enlarged on bail and the present petitioner is similarly situated.
3. Learned counsel for the State opposes the prayer for bail. The memo of evidence submitted before this Court be kept with the record.
4. Heard the submission of learned counsel on behalf parties. Perused the Case Diary and taking into account. The dispute pertains to an incident occurred in

the year 2020 and the complaint has been lodged long after 6 years. Considered the prolong incarceration and that the charge-sheet has been submitted. The other co-accused similarly circumstanced are enlarged on bail hence this Court without entering into the merits of the case, is inclined to release the petitioner on bail, since there is remote possibility on completion of trial at an earliest .

5. Accordingly the petitioner, namely, **Dheeraj Kumar @ Dhiraj Kumar** shall be released on bail upon furnishing a bond of Rs.20,000/- (Rupees Twenty Thousand Only), with two sureties of like amount each, one of whom must be local, to the satisfaction of learned Chief Judicial Magistrate, Howrah subject to the following condition :

   a) The petitioner shall not intimidate the witnesses and/or temper with evidence, in any manner whatsoever and shall not commit any cognizable offence in any manner whatsoever.

   b) The petitioner shall appear before the Learned trial court on every date or as and when required to be present until further orders.

   c) In the event, the petitioner failed to comply with any of the condition stipulated above, the trial Court

shall be at liberty to cancel the bail in accordance with law without further reference to this Court.

6. The application for bail is, thus, **allowed**.

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

8. Criminal Section is directed to supply certified copies of this order to the parties, if applied for, upon compliance of all necessary formalities.

(CHAITALI CHATTERJEE (DAS), J.)