

10.04.2026
Court No.35.
M/L. 108.
Kausik

CRM (DB) 4185 of 2024

In Re: An Application for Cancellation of Bail under Section 439(2) of the Code of Criminal Procedure/Section 483(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

And

In the matter of : Sumitro Das

.....Petitioner.

Mr. Pradyat Saha

.....for the Petitioner.

Ms. Sreeparna Das
Ms. Ritu Das

.....for the Opposite Party No. 2.

Mr. Jyodeep Biswas
Mr. Dattatreya Dutta

.....for the State.

Learned advocate appearing for the petitioner submits that the accused/opposite party was granted bail on 15.06.2024 in spite of allegedly siphoning Rs. 1.08 Crores.

Learned advocate for the private opposite party submits that initially on 15.06.2024 the accused was granted interim bail. Subsequently, bail was confirmed on February, 2025.

State has submitted a report which reflects that there was a complaint of threat which was submitted to the Police Station on 30.01.2025 and 31.01.2025. However, the accusations were found to not have been substantiated.

Having considered the period of time which has lapsed in the meantime and the fact that the case is based on documents, at this belated stage, I am not inclined to interfere with the order of bail. If there are change of circumstances including threat, coercion or undue influence and the same is brought to the notice of the learned Trial Court that the accused persons are misusing the liberty, then the learned Trial Court would take appropriate steps.

Additionally, if the learned Trial Court finds that the accused persons are creating circumstances which are obstructing or deterring the progress of the trial of the case, learned Trial Court on an appropriate application would be at liberty to take steps in accordance with law.

At this belated stage, I do not find any reason to interfere with the order under challenge.

With the aforesaid observations CRM (DB) 4185 of 2024 is disposed of.

Affidavit in opposition filed on behalf of the opposite party no. 2 be kept with the record.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Tirthankar Ghosh, J.)