

C.R. Case no. 30/2026 (CIS 30/2026)

WB 01110

Order no. 03 Dated 16.05.2026

The record is put up today.

One petition for bail is submitted by the accused person.

As per the petition, accused person was arrested on 09.05.2026 and in the custody since 10.05.2026. It is contended that the wedding ceremony of accused Nima Tshering Sherpa is scheduled on 21.05.2026 and entire marriage program and customary rituals have already been fixed by both the families before the alleged incident and the marriage invitation cards have already been distributed among the relatives and neighbours. The substantial financial expenses have already been done for marriage and if the bail is not granted, the accused will suffer immense financial as well as mental agony due to the custody. It is also stated that the father of the other accused person is also suffering with ailments. Hence, a conditional bail may be granted to him.

In support of the contention, the Aadhar Card of both the bride and groom along with the certification of member of Gram Panchayat regarding the plea of the marriage and the wedding card and one filled up form of Rupashree Prakalpa has been submitted.

During hearing Ld. Advocate for the accused person submitted that the search and seizure has already been complete and if the bail is granted on any condition the accused will comply the same. Ld. Advocate in support of the documents, prayed for bail on the ground of upcoming wedding of accused Nima Tshering Sherpa.

Ld. APP prayed for necessary order considering the scope of investigation.

Considering that accused person are in custody since 10.05.2026 and from the document submitted on behalf of the accused shows that accused no. 1 has his wedding on 21.05.2026, I am of the opinion that the bail should be granted to the accused Nima Tshering Sherpa on humanitarian ground and since the other accused in same footing, the bail should also be granted to him.

Moreover, in this case, seizure has been completed and I.O. has got time for investigation and if a conditional bail is granted to cooperate the investigation by meeting the I.O. periodically, the investigation shall not be hampered.

Hence, the both the accused persons may find bail of Rs. 2500/- each with one surety with a condition to meet the I.O. once in a week until further order.

I/d to j/c.

Accused Nima Tshering Sherpa is also directed to produce an affidavit with corroborating document regarding his marriage which is scheduled to be held on 21.05.2026 after its solemnisation.

*Fix **(05.06.2026)** for appearance if on bail and filing the aforesaid documents.*

Dictated by me:

-S/d-

CJM, Kalimpong

-S/d-

CJM, Kalimpong