

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

09.08.2024.
1/tkm

C.R.M. (DB) 327 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with NJP P.S case no. 619 of 2024 dated 26.6.2024 under sections 447/467/384/307/506/120B of the IPC

and

Allowed

In the matter of : Debashis Pramanik @ Debasish Pramanik
@ Debasis Pramanik Petitioner

Mr. Milon Mukherjee, Sr. Adv
Mr. Sourav Chatterjee
Mr. Debasish Mukhopadhyay
Mrs. Jeenia Rudra

...for the Petitioner

Mr. Kallol Acharjee
Mr. Ujjwal Luksom

...for the State

1. Petitioner is in custody for 46 days. He contends he has been falsely implicated due to political rivalry. He is suffering from various ailments and is presently being treated at North Bengal Medical College and Hospital. He prays for bail.

2. Learned lawyer for the State contends petitioner is the leader of an organized criminal syndicate which is involved in land grabbing in the area. Another criminal case was registered against him. Investigation is still in progress.

3. We have considered the materials on record. It is alleged in the FIR under the patronage of the petitioner, group of persons had indulged in rampant land grabbing. De facto complainant and others had been threatened and physically assaulted. Witnesses stated petitioner had granted power of attorney to accused in order to fraudulently procure the land. During police interrogation in custody no document was recovered corroborating such allegation. Investigation has substantially progressed and further detention for progress of investigation is not necessary. However, to allay possibility of threatening witnesses and commission of similar offence in

future we feel petitioner while on bail, needs to be put on strict conditions.

4. Accordingly, the petitioner be released on bail upon furnishing a bond of Rs.10,000/- with two sureties of like amount each, one of whom must be local to the satisfaction of the learned CJM Jalpaiguri on condition that the petitioner shall appear before the trial court on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever and on further condition that the petitioner while on bail shall not enter the districts of Jalpaiguri and Darjeeling except for the purpose of attending court proceedings and shall provide the address where he shall presently reside to the investigating agency as well as the trial court and shall meet the officer in charge of the police station concerned within whose jurisdiction he shall presently reside once in a week until further orders.

5. In the event he fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail automatically without reference to this court.

6. The application being CRM (DB) 327 of 2024 is disposed of.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)