

July 09, 2025

15 Arsad(ARCR)
(Allowed)

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

CRM(DB)/327/2024

IA NO: CRAN/3/2025

In Re : An Application for relaxation of condition of bail under
Section 439 (1),(b) of the Code of Criminal Procedure, 1973.

And

In Re : DEBASHIS PRAMANIK@DEBASISH PRAMANIK@DEBASIS PRAMANIK
... Petitioner

Mr. Sayan De,
Mr. Rimik Chakraborty,

... for the Petitioner.

Mr. Aditi Shankar Chakraborty,
Mr. Sourav Ganguly,

... For the State.

This is an application for relaxation of the conditions of the
bail.

The petitioner was released on bail by an order dated August
09, 2024 subject to the conditions 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.

Subsequently, by an order dated September 13, 2024 passed
in CRM(DB)/327/2024, the conditions of bail was relaxed to the

extent that only for the medical purpose, the petitioner was allowed to enter into the Districts of Darjeeling and Jalpaiguri. The condition was further relaxed subsequently by another order dated December 20, 2024 passed in connection with CRAN/2/2024 in CRM(DB)/327/2024, in which the conditions to meet the investigating officer once in a week was released to once in a fortnight.

By filing the instant application, the petitioner prayed for relaxation of the condition of bail passed in the original order of bail dated August 09, 2024. It is submitted that the petitioner is suffering from medical conditions and it is onerous on his part to attend to medical facilities at Siliguri from Falakata where he has been residing in pursuance of the order granting bail on condition not to enter into the jurisdiction of Darjeeling and Jalpaiguri. Learned advocate for the petitioner relies upon several medical documents showing his ailments.

Learned advocate for the State submits that he has no objection if the conditions of bail contained in the order dated August 09, 2024, are released subject to a condition that the petitioner shall not visit the place of occurrence.

Having heard the learned advocate for the parties and on consideration of the materials placed before me, it transpires that the petitioner was initially granted bail by an order dated August 09, 2024. The said bail order was subject to condition that the petitioner will not enter into the jurisdiction of the Districts of Jalpaiguri and Darjeeling. However, such condition was subsequently relaxed allowing the petitioner to visit the Districts of

Darjeeling and Jalpaiguri for the purpose of attending his medical requirements. On a query by this Court, learned advocate for the State submits that the investigation of the case is yet to be concluded. Charge sheet has not yet been submitted by the investigating agency.

This is a case which was started on June 26, 2024 and investigation of the case is yet to be concluded.

Having gone through the medical papers placed on behalf of the petitioner today and from time to time when the conditions of the bail were relaxed in part, it is evident that the petitioner is suffering from medical conditions which require regular medical assistance. Moreover, another accused i.e. Goutam Goswami who is similarly circumstanced to that of the petitioner, was also initially released on bail on similar conditions and the said conditions in respect of the accused Goutam Goswami were completely relaxed by an order passed on October 05, 2024 in CRAN/1/2024 in CRM(DB)/415/2024.

Considering the said facts and circumstances of the case, the medical condition of the petitioner and the stage of investigation, the prayer of the petitioner is allowed.

Condition requiring the petitioner not to enter into the jurisdiction of Districts Jalpaiguri and Darjeeling and the condition to meet the officer-in-charge of the Police Station where the petitioner was residing is hereby relaxed. However, the petitioner shall not visit the place of occurrence.

Accordingly, the prayer for relaxation of bail is allowed.

CRAN/3/2025 is disposed of.

(Md. Shabbar Rashidi, J.)