18. 13.10.2026.
Court
No.33. (Pritam)
(Allowed)

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

CRM (M) 2139 of 2026.

In Re: An application for Bail under Section 439 of the Code of Criminal Procedure, 1973 corresponding to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Suti Police Station Case No.80/2024 dated 30.01.2024 under Sections 467/468/471/420/409 of the IPC, 1860 and Section 7(a)(i)/8/11/12/13/14 of the Prevention of Corruption Act.

In the matter of: - **Asis Kumar Tewari.**

.....petitioner.

Ms. Minoti Gomes.

.....for the petitioner.

Mr. Pinaki Bhattacharyya, Sr. Adv,
Mr. Amal Kr. Dutta.

.....for the State.

1. The Learned Advocate representing the petitioner referred to an order dated 06.03.2026 passed by the Co-Ordinate Bench of this Court in CRM(M) 2084 of 2025 whereby, inter alia, an observation to the following extent had been recorded:-

> *"Having considered the period of detention of the petitioner which is for one year ten months as also the fact that the investigation having been completed, I am of the view that the learned trial court would release the petitioner on bail on such terms and conditions as it deems fit and proper for ensuring further appearance of the present petitioner during the trial only after the stage of consideration of charges is over."*

2. It was further submitted vide order No.42 dated 03.08.2026 the Trial Court had refused to grant bail to the present petitioner. The Learned Trial Judge acted contrary to such observation of the Co-Ordinate Bench of this Court refusing to grant regular bail to the present petitioner, inter alia, to ensure corruption free society. The Trial Court should have maintained the decorum of judicial hierarchy and acted accordingly.
3. Accordingly, considering the period of detention and the supplementary charge-sheet to have been filed in the instant case and the stage of framing of charges to have been concluded the prayer for bail is considered and allowed.
4. Accordingly, the petitioner be released on bail upon furnishing a bond of Rs.50,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned CJM, Berhampore, Murshidabad, 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 the petitioner shall meet the jurisdictional police station 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(M) No. 2139 of 2026 is allowed and disposed of.

(Ananya Bandyopadhyay, J.)