

Mr. P.K. Biswas vs Mr. B. Choudhury on 7 December, 2018

Author: Arindam Lodh

Bench: Arindam Lodh

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HIGH COURT OF TRIPURA
AGARTALA

IA NO.01 OF 2018
IN AB NO.98 OF 2018(D/O)

HON'BLE MR. JUSTICE ARINDAM LODH

07/12/2018

Present:

For the Petitioner(s) : Mr. P.K. Biswas, Sr. Adv.
Mr. Debjit Biswas, Adv.

For the Respondent(s) : Mr. B. Choudhury, P.P.

Order Heard Mr. P.K. Biswas, learned senior counsel assisted by Mr. Debjit Biswas, learned counsel appearing for the petitioner as well as Mr. B. Choudhury, learned P.P. appearing for the State-respondent.

The accused-petitioner in the present case was granted benefits of anticipatory bail vide order dated 11.10.2018. It was alleged that he was the resident of Bangladesh and had committed domestic violence against his wife. It was submitted on that day that he might be involved in anti-national activities, but on that day the Court found that the petitioner was having all the Indian identity cards like voter identity card, aadhar card and pan card etc. in proof of his identity as Indian citizen and on that pretext this Court was inclined to release him on anticipatory bail on the condition that he had to be appeared before the investigating officer on each and every day and cooperate with the process of investigation.

I have seen the attendance register of the accused-person which was counter signed by the investigating officer. The accused petitioner never abused the benefits of the anticipatory bail. On the other hand, the State-respondent had failed to furnish any sort of incriminating materials or evidence that the accused petitioner is involved in any kind of anti-national activity in any manner whatsoever.

Today Mr. Biswas, learned Sr. counsel appearing for the petitioner submits that his bail condition may be relaxed. Considering the rival submissions of the parties and the eventualities since the registration of the case, I am of the opinion that the bail condition of appearance of each and every day before the investigating authority granted earlier is hereby relaxed and the petitioner herein is directed to appear before the investigating officer once in a week. However, other conditions will remain same.

The present application for relaxation of condition of bail is disposed of in the above terms.

JUDGE suhanjit