

Party Name : SMT. CHAMPA SAHA ON BEHALF OF ACCD. CHANDAN SAHA Vs THE STATE OF TRIPURA

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HONBLE THE CHIEF JUSTICE DEEPAK GUPTA

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This is an application for grant of bail filed by the petitioner in connection with East Agartala P.S. Case No.24 of 2015 registered against him under Sections 341, 326 and 34 IPC.

The injury report which has been placed on record clearly shows that the injury is simple in nature. Therefore, without going into other aspects of the matter, it is apparent that this offence is not such a serious offence that the petitioner should be kept behind bars indefinitely.

The petitioner was arrested on 16.02.2015 and more than a month have been elapsed and I feel there is no ground to keep him behind bars further for any time.

The investigation is almost complete and only the report of the FSL is waited. Therefore, the bail application is allowed.

Therefore, I direct that the accused Sri Chandan Saha be released on bail on his furnishing bail bond in the sum of Rs.10,000/- (rupees Ten thousand) with one surety in the like amount to the satisfaction of the Chief Judicial Magistrate, West Tripura, Agartala undertaking therein:-

(i) That, the accused person is directed not to tamper with or in any manner influence the prosecution witnesses;

(ii) That, the accused shall ensure that no threat directly or indirectly is given to any of the prosecution witnesses;

(iii) The accused is further directed not to cause any hindrance in the investigation;

(iv) The accused shall not leave Tripura without permission of the appropriate Court;

(v) The accused person shall appear before the trial Court on each and every date of hearing. In case, the accused absents on any date without cogent reason then the trial Court may cancel the bail. Thereafter, the accused shall have to approach this Court for grant of bail;

(vi) In case, the accused person violates any of the conditions or tries to delay the trial, the prosecution shall be at liberty to apply for cancellation of bail.

With these observations, the bail application is disposed of.

On the petitioner filing application for supply of the copy on payment of appropriate fees, the copy of the same shall be supplied to the petitioner.