

22.08.19

Sl. No.15

Ct. No.1

akd

[ALLOWED]

CALCUTTA HIGH COURT

In the Circuit Bench at Jalpaiguri

C. R. M. 677 of 2019

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 14.08.2019 in connection with Rajganj Police Station Case No. 12 of 2019 dated 15.01.2019 under Sections 498A/302/304B/34 of the Indian Penal Code and charge sheet submitted vide Charge Sheet No.91 of 2019 dated 14.04.2019 under Sections 498A/306/304B/34 of the Indian Penal Code. (G.R. Case No.163 of 2019)

And

In Re: **Lalit Roy**

... .. Petitioner

Mr. Sandeep Dutta .. Advocate

... .. for the petitioner

Mr. Saikat Chatterjee .. Advocate

Ms. Namrata Das .. Advocate

... .. for the State

The petitioner is seeking bail in connection with a case relating to offences punishable under Sections 498A/302/304B/34 of the Indian Penal Code and charge sheet submitted vide Charge Sheet No.91 of 2019 dated 14.04.2019 under Sections 498A/306/304B/34 of the Indian Penal Code.

It is submitted that he is in custody for about 219 days and that investigation is complete.

Learned Counsel for the State produces the case diary and opposes the prayer for bail.

Having considered the materials on record and bearing in mind the nature of allegations and in view of the period of detention

suffered by the petitioner and as investigation is complete, we are of the opinion that further detention of the accused/petitioner is not necessary.

Therefore, the accused/petitioner, namely **Lalit Roy**, be released on bail upon furnishing bond of Rs.10,000/- (Rupees Ten thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Chief Judicial Magistrate, Jalpaiguri subject to condition that the said petitioner shall appear before the trial court on every date of hearing until further orders and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

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.

The application for bail, thus, stands **allowed**.

(Manojit Mandal, J.)

(Joymalya Bagchi, J.)