

20.10.2020
tkm
sl no. 29

**C.R.M. 8173 of 2020
(via video conference)**

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Chitpur P.S. Case No. 108 of 2020 dated 22.5.2020 under Sections 498 A/506/34 of the Indian Penal Code adding section 304B IPC read with sections 3 and 4 of the DP Act
And

Allowed

In Re : Ratan Saha petitioner

Mr. M Chatterjee

..... for the petitioner

Mr. T K Ghosh

Mr. Arindam Sen

..... for the State

Mr. Avik Ghatak

Mr. A. R Pati

Mr. S Mukherjee

..... for the de facto complainant

Having considered the materials on record and bearing in mind the period of detention suffered by the petitioner i.e 145 days and in the light of the submission that there are inconsistent dying declaration with regard to the involvement of the petitioner in the alleged crime, we are inclined to grant bail to the petitioner.

Accordingly, the petitioner be released on bail upon furnishing a bond of Rs. 10,000/- with two sureties of like amount each, one of whom must be local to the satisfaction of the learned ACJM, Sealdah on condition that the 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 being CRM 8173 of 2020 is disposed of.

(Md. Nizamuddin, J.)

(Joymalya Bagchi, J.)