

19.11.2020
SL No. 27
Sdas
allowed

**CRM 8709 of 2020
(via video conferencing)**

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with English Bazar Police Station Case No. 799 of 2020 dated 07.09.2020 under Sections 498A/304B/302/34 of the Indian Penal Code.

And

In Re : Gulsan Bibi @ Fulsan Bibi petitioner

Mr. Mrityunjoy Chatterjee
.....for the petitioner

Mr. S. G. Mukherjee, learned P.P.
Mr. Parthapratim Das
Ms. Manasi Roy
Md. Kutubuddin
....for the State

Having considered the materials on record and keeping in mind the extent of complicity of the petitioner i.e. mother-in-law of the victim housewife in the alleged crime and in the light of the submission that the petitioner used to ordinarily reside in a separate residence and in view of period of detention already suffered by the petitioner i.e. 57 days, we are inclined in granting bail to the petitioner.

Accordingly, we direct that the petitioner shall 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 Chief Judicial Magistrate, Malda, subject to the condition that the petitioner shall appear before the trial court on every date of hearing until further orders and shall not intimidate the witnesses and/or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel her bail in accordance with law without further reference to this Court.

The application for bail is, accordingly, allowed.

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)