

20.11.2020
item No. 14
Sdas
allowed

**CRM 8877 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. 830 of 2019 dated 16.08.2019 under Sections 498A/304B/34 of the Indian Penal Code.

And

In Re : Kadir Sk. petitioner

Mr. Parvej Anam

.....for the petitioner

Mr. Tanmoy Kumar Ghosh

Mr. Arindam Sen

..... for the State

Having considered the materials on record and bearing in mind the nature of allegations in the light of the submission that the victim suffered suicidal death and in view of period of detention suffered by the petitioner i.e. 326 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 his bail automatically without further reference to this Court.

The application for bail is, accordingly, allowed.

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)