

04.10.2021  
Ct No. 35  
D/L 3  
ab

**C.R.M. 6189 of 2021**  
**(Via Video Conference)**

Re: An application for bail under Section 439 of the Code of Criminal Procedure, 1973, filed in connection with Ghatal Police Station Case No. 318 dated 26.08.2021 under Sections 379/411 of the Indian Penal Code, 1860, read with Section 21 of the Mines and Minerals Act, 1957.

In Re: **Sukumar Dolai & Ors.**

**... petitioners**

Mr. Himangshu De,  
Mr. Navanil De,

... for the petitioners

Mr. Swapan Banerjee,  
Ms. Purnima Ghosh,

.... for the State

Mr. Himangshu De, learned senior advocate appearing for the petitioners submits that the petitioners are in custody for about 40 days.

He further submits that the main allegation levelled against the petitioners under Section 21 of the Mines and Minerals Act, 1957, is a compoundable offence.

Having regard to the period of detention already undergone by the petitioners and having regard to the complicity of the petitioners, as apparent from the case diary, I am of the opinion that the further custodial interrogation of the petitioners is not necessary in this case. Accordingly, the prayer for bail is allowed.

The petitioners, namely, **Sukumar Dolai, Sanyashi Dolai and Ajit Dolai**, shall be released on bail upon furnishing a bond

of Rs. 5,000/- (Rupees Five Thousand Only) each, with two sureties of like amount each, to the satisfaction of the learned Additional Chief Judicial Magistrate, Ghatal, with further conditions that the petitioners shall meet the investigating officer of the case once in a fortnight and shall not leave the jurisdiction of the local police Station without the permission from the Officer-in-Charge of the said police station.

The application for bail being **CRM 6189 of 2021** is, thus, disposed of.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

**(Kausik Chanda, J.)**