

CRM 6631 of 2021

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed in connection with **Chapra** P.S. Case No. **1/20** dated **03.01.2020** under Sections **302/201/120(B)** of the Indian Penal Code, 1860 read with **Sections 25(i)(a)/27 of** the Arms Act, 1959.

And

In the matter of: **Hafijul sk.**

....Petitioner

Mr. Shibaji Kumar Das

...for the Petitioner

Mr. N. Ahmed

Ms. Ayantika Roy

...for the State.

The petitioner is in custody for 708 days.

Co-accused has been granted bail.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record. Keeping in mind the extent of complicity of the petitioner in the alleged crime and as similarly circumstanced co-accused has been granted bail, we are inclined to extend the same privilege to the petitioner also.

The prayer for bail is, thus, allowed.

Let 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 Chief Judicial Magistrate, Nadia, Krishnagore, subject to the condition that he shall appear before the learned trial court regularly on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to comply with the conditions as enshrined hereinbefore, it is open to the trial court to cancel the bail without any further reference to this Court.

The application for bail is, thus, disposed of.

(Joymalya Bagchi, J.)

(Bivas Pattanayak, J.)