

20.12.2021
SL No.111
Saswata

CRM 7143 of 2021

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed in connection with **Jagacha** P.S. Case No. **220/2016** dated **04.11.2016** under Sections **365/302/379/201/120B/34** of the Indian Penal.

And

In the matter of: **Ajibar Laskar**

....Petitioner

Mr. Mrityunjoy Chatterjee

Mr. Debapriya Majumder

Mr. Sreejeet Basu Roy

...for the Petitioner

Mr. N. Ahmed

Ms. Debjani Sahu

...for the State.

Petitioner is in custody for more than 5 years. It is submitted that co-accused has been enlarged on bail. The petitioner stands on the same footing with the co-accused Rafiqul Halder @ Dolon @ Rafikul, who has been enlarged on bail. Under such circumstances, we are inclined to extend 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, Howrah, 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 and on further condition that the petitioner while on bail shall remain within the jurisdiction of Jibantala Police Station, South 24 Parganas until further orders except for the purposes of investigation and/or for

attending the Court proceedings and shall provide the address where he shall presently reside to the Investigating Agency as well as the Court below.

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.)