

23.11.2021
Serial no. 642
Dd

(Through Video Conference)

CRM 7341 of 2021

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Hirapur** Police Station Case No. **111 of 2021** dated **26.05.2021** under **Sections 302/201/120B** of the Indian Penal Code.

-And-

In the matter of : Dr. Tapas Sen

... ..Petitioner

Mr. Sekhar Basu, Id. sr. adv.
Mr. Himanshu De,
Mr. Navanil De, Advocates
... .. For the Petitioner

Mr. Sudip Ghosh,
Mr. Apurba Kumar Datta, Advocates
... ..For the State

Petitioner seeks bail.

Learned senior advocate appearing for the petitioner submits that the petitioner is in custody since May 27, 2021. He submits that the petitioner is a Doctor by profession. The petitioner was called upon to issue a Death Certificate which he did and it subsequently transpired that the death was homicidal in nature.

Learned advocate appearing for the State draws the attention of the Court to the contents of the case diary.

Considering the complicity of the petitioner in the incident and the materials in the case diary and considering the profession of the petitioner and the fact that the petitioner stands in a different footing than the other accused we are inclined to grant bail to the petitioner.

Accordingly, we direct that the petitioner shall be released on bail upon furnishing a bond of Rs. 10,000- (Rupees Ten Thousand only) with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Chief Judicial Magistrate, Asansol subject to condition that the petitioner shall appear before the learned trial court on every date of hearing until further orders and shall not intimidate witnesses and/or tamper with evidence in any manner whatsoever.

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

The prayer for bail is **allowed**.

CRM 7341 of 2021 is **disposed of**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)