

13.06.2022.
71.
Ct.No.28.
as
(Allowed)

C.R.M. (DB) 1627 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Hirapur P. S. Case No.302 of 2020 dated 30.12.2020 under Sections 498A/304B/302/34 of the Indian Penal Code and Section 3 and 4 of the Dowry Prohibition Act.

In the matter of : Nepal Pal.

.... Petitioner.

Mr. Apurba Kr. Dutta.

...for the Petitioner.

Mr. Saswata Gopal Mukherjee, Id. P.P.,

Mr. Aaniket Mitra.

...for the State.

Heard the learned Counsels appearing on behalf of the parties.

Petitioner is in custody for about 525 days. Co-accused Tapas Pal @ Jayanta Pal has been enlarged on bail.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record and keeping in mind the aforesaid facts and circumstances of the case and the period of detention suffered by him, we are inclined to grant bail to the petitioner.

Accordingly, 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, Paschim Bardhaman, Asansol subject to condition that the petitioner shall appear before the trial court on every date of hearing until further

orders and shall not intimidate witnesses 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 his bail in accordance with law without further reference to this Court.

This application for bail is, thus, disposed of.

(Ananya Bandyopadhyay,J.)

(Joymalya Bagchi, J.)