

15.06.2022
tkm/ct 28
sl no. 76

C.R.M. (DB) 1728 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Habibpur P.S case no. 132 of 2022 dated 20.4.2022 under section 10 of the POCSO Act
and

Allowed

In Re : Nimai Biswas

..... petitioner

Mr. A K Bhowmick

..... for the petitioner

Mr. Anwar Hossain
Ms. Sreyashee Biswas

..... for the State

Having considered materials on record and bearing in mind the facts and circumstances of the case and the period of detention suffered by the petitioner i.e. 50 days, we are inclined to grant bail to the petitioner.

Accordingly, 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 Judge, Special Court, under POCSO Act, Malda on condition that the petitioner shall appear before the trial court on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event he fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail automatically without reference to this court.

The application being CRM (DB) 1728 of 2022 is disposed of.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)