

14.06.2022
tkm/ct 28
sl no. 73

C.R.M. (DB) 1738 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Malda P.S case no. 26 of 2022 dated 13.1.2022 under sections 302/34 IPC
and

Allowed

In Re : Lal bahadur Ghosh & Ors. petitioners

Mr. A Karmakar
Mr. A K Bhowmick

..... for the petitioners

Mr. Joydeep Roy
Ms. Sujata Das

..... for the State

It is submitted that petitioners stand on the same footing with co-accuseds who have been granted pre-arrest bail.

Having considered materials on record and bearing in mind the extent of complicity of the petitioners and as co-accuseds similarly circumstanced with the petitioners have been granted pre-arrest bail, we are inclined to grant bail to the petitioners also.

Accordingly, the petitioner be released on bail upon furnishing a bond of Rs.10,000/- each with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned CJM, Malda on condition that the petitioners 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 they fail to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel their bail automatically without reference to this court.

The application being CRM (DB) 1738 of 2022 is disposed of.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)