

21.03.2022
Item No.05
Suman
Ct.42

(Via Video Conference)

CRM 6241 of 2021

In Re: An application for cancellation of bail under
Section 439(2) of the Code of Criminal Procedure.

And

In the matter of: **Firoza Bibi**
Vs.
The State of West Bengal & Ors.

Mr. Madhusudan Sur, APP
Mr. Dipankar Paramanick
...for the State

None appears on behalf of the petitioner.

Learned advocate for the State respondent is
present.

Vide order dated 28th February, 2022 the
petitioner was directed to serve notice of the instant
proceeding upon the respondents. However, no
affidavit of service is filed. It appears from the record
that the respondents were granted bail by the learned
Additional Chief Judicial Magistrate at Barrackpore in
connection with Rahara Police Station Case No. 220 of
2021 dated 19th June, 2021 corresponding to G. R.
Case No.5032/21 under Sections
341/323/325/379/506/34 of the Indian Penal Code.

The respondents are enjoying bail in a Magistrate triable case since 5th July, 2021. After filing of the instant application for cancellation of bail the petitioner did not take any step.

Considering the conduct of the petitioner, I do not find any reason to cancel the order of bail granted to the respondents.

Accordingly, CRM 6241 of 2021 is dismissed for non-prosecution.

(Bibek Chaudhuri, J.)