

11.07.2022
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allowed

CRM(DB) No. 2203 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Islampur Police Station Case No. 430 of 2017 dated 06.11.2017 under Sections 363/366/34 of the Indian Penal Code.

And

In Re : Nur Alam Sk. @ Nur Alom petitioner

Mr. Ali Ahsan Alamgir
Ms. Riya Das

.....for the petitioner

Mr. Joydeep Roy
Mr. Amanul Islam

..... for the State

Learned Counsel appearing for the petitioner submits that petitioner is in custody for about 115 days. It is further contended that the victim has been recovered and investigation is complete.

Learned Counsel appearing for the State opposes the prayer for bail.

We have considered the materials on record. Victim has already been recovered and investigation is complete.

In view of the aforesaid facts and the period of detention suffered by the petitioner, we are inclined to grant bail to him.

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 Additional Chief Judicial Magistrate, Lalbagh, Murshidabad, subject to the

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 application for bail is, accordingly, allowed.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)