

28.07.2022
cm/ct 28
sl no. 49

C.R.M. (DB) No.2492 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with **Kharagpur Local P.S Case No. 976** dated **27.12.2021 corresponding to Sessions Case No. 11(05)/2022** under Sections **302/201/379/468/411/414/120B** of the Indian Penal Code 1860.

And

Allowed

In Re : Sk. Ismail

..... petitioner

Md. Shakir

..... for the petitioner

Mr. Madhusudan Sur, Ld. A.P.P.

Mr. Dipankar Paramanick

..... for the State

Petitioner is in custody for 193 days. It is submitted co-accused similarly circumstanced with the petitioner has been enlarged on bail.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record and keeping in mind the extent of complicity of the petitioner in the alleged crime and as co accuseds similarly circumstanced with the petitioner has been enlarged on bail, we are inclined to grant the same privilege to the petitioner also.

Accordingly, the petitioner be released on bail upon furnishing bonds 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 Midnapore 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 petitioner 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) No. 2492 of 2022 is disposed of.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)