

05.08.2022.
25.
Ct.No.28.
as
(Allowed)

C.R.M. (DB) 2640 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Pingla P. S. Case No.22 of 2022 dated 27.01.2022 under Sections 341/323/324/326/307/120B of the Indian Penal Code.

In the matter of : Sk. Abdul Mabud @ Sk. Abdul Mamud.
.... Petitioner.

Ms. Subhasree Patel,
Mr. Saikat Mondal.
...for the Petitioner.

Mr. P. K. Dutta, Id. A.P.P.,
Mr. S. Deb Roy.
...for the State.

Heard the learned Counsels appearing on behalf of the parties.

Petitioner is in custody for about 190 days. Co-accused Anowar has been granted bail.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Petitioner is not the principal accused. Co-accused similarly circumstanced has been enlarged on bail. Under such circumstances, we are inclined to extend the same privilege to the petitioner also.

Accordingly, the petitioner shall 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 Chief Judicial Magistrate, Paschim Medinipur

subject to condition that he shall appear before the trial court on every date of hearing until further orders and shall not intimidate witnesses 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 his bail in accordance with law without further reference to this Court.

This application for bail is, thus, disposed of.

(Ananya Bandyopadhyay,J.)

(Joymalya Bagchi, J.)