

17.08.2022.
12.
Ct.No.28.
as
(Allowed)

C.R.M. (DB) 2740 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Chandipur P. S. Case No.244 of 2022 dated 04.07.2022 under Sections 363/366 of the Indian Penal Code and Section 9 of the POCSO Act.

In the matter of : Surajit Mondal.

.... Petitioner.

Mr. Mujibar Ali Naskar,
Syed Murshid Alam.

...for the Petitioner.

Mr. S. S. Imam,
Mr. S. Kundu.

...for the State.

Heard the learned Counsels appearing on behalf of the parties.

Petitioner is in custody for about 43 days. It is submitted there was a love affair between the parties.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Nature of allegation requires to be assessed in the light of the aforesaid submission relating to a love affair between the parties. Under such circumstances, we are inclined to grant bail to the petitioner.

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, Purba 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.)