

05.09.2022.
16.
Ct.No.28.
as
(Allowed)

C.R.M. (DB) 2907 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Patrasayer P. S. Case No.122 of 2018 dated 16.11.2018 under Sections 420/468/471/409/120B of the Indian Penal Code.

In the matter of : Arijit Rajak.

.... Petitioner.

Mr. Sandipan Ganguly, Ld. Sr. Adv.,
Mr. Jaydipta Mandal.

...for the Petitioner.

Mr. Rudradipta Nandy,
Mrs. Sonali Das.

...for the State.

Mr. Sandipan Ganguly, learned Senior Advocate for the petitioner submits the alleged defalcated sum has been secured by deposits made by the co-accuseds in CRM (DB) 2223 of 2022 and CRM (DB) 2791 of 2022.

Learned Advocate for the State opposes the prayer for bail.

In view of the fact that the alleged misappropriated sum has already been secured by co-accuseds, we are of the opinion no worthwhile purpose would be served in continuing the under trial detention of the petitioner. Hence, he may be released on bail.

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, Bankura 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.

(Ajay Kumar Gupta,J.)

(Joymalya Bagchi, J.)