

08.04.2022

Sl. 64
Court No.29
Suvayan

CRM 8455 of 2021

In Re: - An application for cancellation of bail under Section 439
(2) of the Code of Criminal Procedure.

And

In the matter of: Soma Mallick

....petitioner.

Mr. Subrata Bhattacharjya

... for the petitioner.

Mr. N. Ahmed

...for the State.

Mr. Tanmay Chowdhury

Mr. Ritoprita Ghosh

...for the opposite party no.2.

Petitioner seeks cancellation of the bail granted on October
7, 2021 by the learned Sessions Judge.

Learned Advocate appearing for petitioner submits that there
are two grounds for cancellation of bail. He refers to the complaint
lodged by the private opposite party while in jail custody. He
submits that the private opposite party is guilty of post-bail
misconduct.

So far as the post-bail misconduct is concerned, there is no
material produced on record to suggest the same let alone
establishing it. The complaint lodged by the private opposite party
is of no consequence so far as the present application is
concerned.

The learned Judge gave reasons for enlarging the private
opposite party on bail by the order dated October 7, 2021. Such
reasons cannot be said to be perverse.

Consequently, we find no material to interfere with the order
granting bail to the private opposite party on October 7, 2021.

Accordingly, the prayer for cancellation of bail is rejected.

C.R.M. 8455 of 2021 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)