

07.09.2022
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allowed

CRM(DB) No. 3021 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Nandakumar Police Station Case No. 243 of 2022 dated 01.07.2022 under Sections 363/366 of the Indian Penal Code and Section 9 of the Prohibition of Child Marriage Act.

And

In Re : Suranjan Panda petitioner

Mr. Suman De

.....for the petitioner

Mr. Tanmay Kumar Ghosh

Mr. Arindam Sen

Ms. Pritha Paul

..... for the State

Learned Counsel for the petitioner submits he is in custody for 67 days. He prays for bail.

Learned Counsel appearing for the State opposes prayer for bail.

We have considered materials on record including statement of the victim girl who states there was a love affair between the parties. In view of the aforesaid fact and period of detention suffered by the petitioner, we are inclined to grant bail to him.

Accordingly, we direct that the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Tamluk, Purba Medinipur, on condition that he shall not intimidate the witnesses or tamper with evidence

in any manner whatsoever and he shall appear before the trial court on every date of hearing.

In the event he fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail without further reference to this Court.

The application for bail is, accordingly, allowed.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)