

28.09.2022
tkm/ct 28
sl no. 29

C.R.M. (DB) 3294 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Krishnaganj P.S case no. 16 of 2022 dated 23.1.2022 under sections 436/34 of the IPC
and

Allowed

In Re : Gopal Ghosh petitioner

Mr. S Majumder
..... for the petitioner

Mr. T.K. Ghosh
Ms. Sonali Bhar
..... for the State

Petitioner is in custody for 396 days. Co-accused is on bail.

Learned lawyer for the State opposes the prayer for bail.

We have considered materials on record. Co-accused is on bail. Petitioner stands on the same footing with the co-accused.

Under such circumstances, we are inclined to grant bail to the petitioner, however subject to strict conditions.

Accordingly, the petitioner 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 CJM, Nadia at Krishnanagar on condition that the petitioner shall appear before the trial court on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

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 automatically without reference to this court.

The application being CRM (DB) 3294 of 2022 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)