

14.10.2022

CRM(SB) 250 of 2022

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed on **29/09/2022** in connection with **Gazole P. S. Case No. 443/22** dated **09/06/2022** under Section 136(1)(a) of the Electricity Act, 2003.

And

In the matter of: - **Abdul Mannan**

....petitioner.

Mr. Rana Mukhopadhyay,
Mr. Riddiman Mukhopadhyay,

...for the petitioner.

Mr. Debabrata Chatterjee,
Ms. M. Roy,

...for the State.

Heard learned counsel for the parties.

It is submitted on behalf of the petitioner that he has been falsely implicated in this case. Though certain material allegedly belonging to the Electricity Department has been seized from his shop, he was not aware of the mode of procurement of the said material and has only purchased them as scrap in course of his business transaction. The petitioner has no previous antecedent and shall cooperate with the investigation of the case if enlarged on bail. The petitioner is in custody since 3rd September 2022.

In producing the Case Diary, the Learned Counsel for the prosecution submits that no seizure was made from the petitioner during investigation.

Considering the material on record, nature of the offence as well period of detention of the petitioner, I am inclined to hold further detention of the petitioner is not required for the purpose of investigation.

Accordingly, the petitioner namely, **Abdul Mannan** be released on bail upon furnishing 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 Chief Judicial Magistrate, Malda subject to the condition that he shall meet the Investigating officer once a week till submission of charge-sheet.

CRM(SB) 250 of 2022 is thus disposed of.

All parties shall act on the server copy of this order duly obtained from the official website of this Court.

(Suvra Ghosh, J.)