

29.11.2022
sdas/tkm/ct 28
sl no. 19

C.R.M. (DB) 3961 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Nalhati P.S case no. 408 of 2022 dated 21.10.2022 under sections 379/447/186/353/332/333/506/34 of the IPC

and

Allowed

In Re : Hayat Ali @ Milon Sk

..... petitioner

Mr. Bikash Ranjan Bhattacharyya, Sr. Adv.

Mr. S Ahammed

Mr. A Sinha

Mr. A R Bhattacharya

Mr. G Pervin

..... for the petitioner

Mr. Sudip Ghosh

Mr. Bitasok Banerjee

..... for the State

Petitioner is in custody for more than 40 days. Report is placed on record. He prays for bail.

Learned lawyer for the State opposes the prayer for bail.

From the report it appears that petitioner has no criminal antecedents.

Keeping in mind the aforesaid fact and the period of detention suffered by the petitioner, we are inclined to grant bail to the petitioner.

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 ACJM, Rampurhat 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) 3961 of 2022 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)