

24.11.2022.
23.
Ct.No.28.
as
(Allowed)

C.R.M. (DB) 4109 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Raghunathganj P. S. Case No.229 of 2008 dated 29.07.2008 under Sections 489B/489C/120B/121/121(A)/122/124/212 of the Indian Penal Code and charge sheet submitted under Sections 489B/489C/120B/286/212 of the Indian Penal Code and Sections 13/14 of the Foreigners Act.

In the matter of : Md. Hasannuuzzaman @ Md.
Hasanuzzaman @ Hasan Master
Hasannuuzzaman @ Hasan Master.
.... Petitioner.

Mr. Soumik Ganguly,
Mr. Tapodip Gupta.
...for the Petitioner.

Mr. Swapan Banerjee, Id. Sr. Govt. Adv.,
Mr. Suman De.
...for the State.

Petitioner is in custody for 14 years. He submits co-accused has been enlarged on bail.

Learned Senior Government Advocate opposes the prayer for bail and submits case is fixed for delivery of verdict.

We have considered the materials on record. There is inordinate delay in conducting trial. Co-accused is on bail.

Under such circumstances, we are inclined to extend the same privilege to the petitioner also.

Accordingly, the petitioner shall 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 Additional Chief Judicial Magistrate, Jangipur, Murshidbad subject to condition that he shall appear before

the trial court on every date of hearing until further orders and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to appear before the Trial Court without any justifiable cause, the trial Court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

The application for bail is, thus, disposed of.

(Ajay Kumar Gupta,J.)

(Joymalya Bagchi, J.)