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allowed

**CRM(DB) No. 4261 of 2022**

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Ranaghat Police Station Case No. 239 of 2022 dated 12.04.2022 under Sections 498A/304B/120B of the Indian Penal Code and charge-sheet submitted under Sections 498A/304B of the Indian Penal Code.

And

In Re : Krishna Halder ..... petitioner

Mr. Prabir Majumder  
.....for the petitioner

Mr. S. G. Mukherji, learned PP  
Mr. Aniket Mitra  
..... for the State

Learned Counsel appearing for the petitioner submits he is in custody for eight months. He renews his prayer for bail.

Learned Counsel appearing for the State opposes the prayer for bail.

We have considered the materials on record. Incident occurred six years after marriage. Statement of the mother-in-law of the petitioner recorded under Section 164 of the Code of Criminal Procedure shows there was a quarrel between the couple on the day of the incident. However, in the said statement there is no reference to demand of dowry. There is no progress in the matter since rejection of bail by this Court. Balancing the nature of accusation with the period of detention suffered by the petitioner, we are inclined to grant bail to him.

Accordingly, we direct that the petitioner viz. Krishna Halder 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, Ranaghat, Nadia, subject to condition that petitioner shall appear before the trial court on every date of hearing until further orders and shall not intimidate the witnesses and/or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to appear before the trial court without 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, accordingly, allowed.

**(Ajay Kumar Gupta, J.)**

**(Joymalya Bagchi, J.)**