

13.12.2022  
tkm/ct 28  
sl no. 44

**C.R.M. (DB) 4366 of 2022**

In Re : An application under section 439(2) of the Code of Criminal Procedure

And

In Re : Bipul Roy

..... petitioner

Mr. D Banerjee

..... for the petitioner

Petitioner submits the court below did not consider the gravity of offence which involves offence under section 307 IPC punishable with life imprisonment.

We find learned Magistrate enlarged the opposite party on interim bail. Impugned order is an interlocutory one.

It is open to the petitioner to agitate his grievances before the Magistrate and seek cancellation of bail in accordance with law.

With this observation, application being CRM (DB) 4366 of 2022 is disposed of.

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

**(Joymalya Bagchi, J.)**