

13.12.2022
tkm/ct 28
sl no. 30

C.R.M. (DB) 4367 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Domjur P.S case no. 461 of 2022 dated 27.5.2022 under sections 498A/304B/34 of the IPC
and

Allowed

In Re : Sajid Ali Mullick @ Sajid Ali Mallick petitioner

Mr. S Basu Roy Chowdhuri

..... for the petitioner

Mr. S G Mukherjee, Id PP

Mr. P P Das

Mrs. Manasi Roy

..... for the State

Petitioner is in custody for 201 days. Investigation is complete. He prays for bail.

Learned lawyer for the State opposes the prayer for bail. He submits victim housewife committed suicide at the matrimonial home.

We have considered the materials on record. Allegations of torture are general and omnibus. Investigation is complete. Balancing the nature of accusation with 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 CJM, Howrah 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) 4367 of 2022 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)