

13.12.2022
tkm/ct 28
sl no. 35

C.R.M. (DB) 4372 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Baishnabnagar P.S case no. 279 of 2022 dated 1.4.2022 under sections 341/364/323/302/201/34 of the IPC and

Allowed

In Re : Rajib Sk

..... petitioner

Mr. M H Chowdhury
Mr. M Alam

..... for the petitioner

Mr. N Ahmed
Ms. Trina Mitra

..... for the State

Petitioner is in custody for 244 days. Co-accuseds have been granted bail.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record. Co-accuseds have been granted bail. Petitioner stands on the same footing with the said co-accuseds.

Under such circumstances, we are inclined to grant bail to the petitioner also.

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, Malda 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) 4372 of 2022 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)