

19.12.2022.  
28.  
as  
(Allowed)

**C.R.M. (DB) 4445 of 2022**

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Murshidabad P. S. Case No.141 of 2022 dated 21.03.2022 under Sections 448/325/326/307/34 of the Indian Penal Code and charge sheet submitted under Sections 326/307/34 of the Indian Penal Code.

In the matter of : Nagar Mondal @ Nagar Mandal.  
.... Petitioner.

Mr. Topodip Gupta.  
...for the Petitioner.

Mr. Binay Panda,  
Mr. Subham Bhakat.  
...for the State.

Petitioner is in custody for 35 days. He prays for bail.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Whether the injury on the victim is life threatening or not requires to be assessed during trial.

In view of the aforesaid fact and the period of detention suffered by the petitioner, we are inclined to grant bail to the petitioner.

Accordingly, the petitioner viz., Nagar Mondal @ Nagar Mandal 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, Lalbagh, Murshidabad 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.)**