

05.01.2023.
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(Allowed)

C.R.M. (DB) 8 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Krishnaganj P. S. Case No.282 of 2022 dated 29.07.2022 under Sections 498A/306/34 of the Indian Penal Code.

In the matter of : Rabindranath Pal.

.... Petitioner.

Mrs. Karabi Roy.

...for the Petitioner.

Mr. Saswata Gopal Mukherji, Id. P.P.,
Mr. Partha Pratim Das,
Mrs. Manasi Roy.

...for the State.

Petitioner is in custody for 50 days. Co-accused-husband of the victim lady is on bail. Petitioner prays for bail.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Incident occurred ten years after marriage. Co-accused-husband is on bail.

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

Accordingly, the petitioner viz., Rabindranath Pal 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 Chief Judicial Magistrate, Nadia at Krishnanagar 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.)