

16.01.2023.
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as
(Allowed)

C.R.M. (DB) 149 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Kotwali P. S. Case No.1129 of 2022 dated 30.10.2022 under Sections 498A/307/326A/34 of the Indian Penal Code.

In the matter of : Smt. Kajol Chowdhury.

.... Petitioner.

Mr. Milon Mukherjee, Id. Sr. Adv.,
Mr. Tapas Kr. Bhattacharya,
Mr. Avirup Bhattacharya.

...for the Petitioner.

Mr. Tanmoy Kr. Ghosh,
Mr. Arindam Sen.

...for the State.

Petitioner is in custody for 77 days. It is submitted there was a domestic quarrel. Petitioner has been falsely implicated in the instant case.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record including the medical papers. In the medical papers, it is noted that the case is one of ingestion of acid.

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

Accordingly, the petitioners viz., Smt. Kajol Chowdhury 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 Krishnagar subject to condition that she 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 her 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.)