

21.02.2023
Sl. No.25
[ALLOWED]

C. R. M. (DB) 283 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 17.01.2023 in connection with Bhagwangola Police Station Case No.686 of 2022 dated 29.10.2022 under Sections 498A/304B/302 of the Indian Penal Code read with Sections 3/4 of the Dowry Prohibition Act.

And

In Re: ***Umera Bibi & Anr.***

... .. Petitioners

Mr. Ali Ahsan Alamgir
Mr. Soumajit Das Majumder
Ms. Soma Mal
Ms. Rabia Khatoon

... .. for the petitioners

Mr. Saswata Gopal Mukherjee .. Id. Public Prosecutor
Mr. Parthapratim Das
Mrs. Manasi Roy

... .. for the State

It is submitted on behalf of the petitioners that they are in custody for about 114 days. Investigation is complete.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Investigation is complete. Balancing the nature of accusation with the period of detention suffered by the petitioners, we are of the opinion further detention of the accuseds/petitioners is not necessary.

Therefore, the accuseds/petitioners, namely ***(1) Umera Bibi & (2) Jinnatunnesha Bibi @ Khatun***, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only) each, 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 the said petitioners 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 they fail to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel their bail automatically without reference to this court.

The application for bail, thus, stands **allowed**.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)