

03.02.2023
tkm/ct 28
sl no. 56

C.R.M. (DB) 439 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Harishchandrapur P.S case no.247 of 2022 dated 2.4.2022 under sections 342/363/365/376D/324/34 IPC read with section 6 of the POCSO Act

and

Allowed

In Re : Bhola @ Sanjur

..... petitioner

Ms. Sujata Das

..... for the petitioner

Mr. S Bapuli

Mr. Arani Bhattacharya

..... for the State

Heard learned lawyers for the parties.

We have considered the materials on record. Statement of the victim is exonerative. Co-accused has been enlarged on bail.

Hence, we are inclined to grant bail to the petitioner.

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 Judge, Special Court, Chanchal, 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) 439 of 2023 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)