

13.02.2023
tkm/ct 28
sl no. 49

C.R.M. (DB) 589 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Taldangra P.S case no.20 of 2022 dated 8.4.2022 under sections 376/456 IPC
and

Allowed

In Re : Tapas Layek

..... petitioner

Mr. A Roy

..... for the petitioner

Mr. Binay Panda

Mr. S Bhakat

..... for the State

Petitioner is in custody for more than ten months. Victim has not supported the prosecution case. He renews his prayer for bail.

Learned lawyer for the State opposes the bail prayer.

We have considered the materials on record. Victim has not supported the prosecution case.

Keeping in mind the aforesaid development, 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 ACJM, Khatra 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) 589 of 2023 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)