

26.04.2023
tkm/ct 28
sl no. 56

C.R.M. 1097 of 2017

In Re : An application for cancellation of bail under section 439 (2) of the Code of Criminal Procedure

And

In Re : Soma Mitra (Ghorai) petitioner

Mr. K Poddar

...for the petitioner

Ms. Faria Hossain

Ms. Baisali Basu

...for the State

Petitioner submits that opposite party no. 2 has misused liberty. Hence, bail should be cancelled.

We note specific criminal case on such allegation has been registered. Truthfulness of the allegations is to be gone into in the course of trial of the said case. Six years have lapsed in the meantime. There is no further allegation of misuse of liberty.

Under such circumstances, we find no reason to cancel the bail.

Disposal of the application will not have any bearing on the criminal cases pending against the petitioner.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)