

21.02.2023
Sl. No.39
[ALLOWED]

C. R. M. (DB) 687 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 09.02.2023 in connection with Banshihari Police Station Case No.169 of 2022 dated 22.07.2022 under Sections 498A/306/34 of the Indian Penal Code. (G.R. Case No.818 of 2022)

And

In Re: ***Rahiman Nesa @ Rahima Khatoon***

... .. Petitioner

Mr. Mazhar Hossain Chowdhury

... .. for the petitioner

Mr. Debabrata Chatterjee .. Id. Addl. Public Prosecutor

Ms. Moushumi Sarkar

... .. for the State

Heard the learned Advocates appearing for both the parties.

We have considered the materials on record. Petitioner is the mother-in-law of the victim lady. Co-accuseds have been enlarged on bail. Under such circumstances, we are of the opinion further detention of the accused/petitioner is not necessary.

Therefore, the accused/petitioner, namely ***Rahiman Nesa @ Rahima Khatoon***, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Sessions Judge, Gangarampur at Buniadpur, Dakshin Dinajpur subject to condition that the said petitioner 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 she fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel her bail automatically without reference to this court.

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

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)