

23.02.2023
tkm/ct 28
sl no. 55

C.R.M. (DB) 722 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Gangarampur P.S case no. 217 of 2021 dated 14.6.2021 under sections 363/364A/34 of the IPC
and

Allowed

In Re : Sabina Bibi

..... petitioner

Ms M Gomes

Mr. I Hoque

..... for the petitioner

Mr. S S Imam

Mr. Arabinda Manna

..... for the State

Petitioner is a lady. She is in custody for 597 days. She gave birth to a child in jail. She prays for bail.

Learned lawyer for the State opposes the bail prayer. He submits that a 11 year old boy had been kidnapped for ransom.

We have considered the materials on record. Petitioner is a lady. She had given birth in jail.

Keeping in mind the aforesaid circumstances, extent of complicity of the petitioner in the crime and as there is little possibility of trial concluding in near future, 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, Buniadpur, Dakshin Dinajpur 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 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 being CRM (DB) 722 of 2023 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)