

24.04.2023
tkm/ct 28
sl no.77

C.R.M. (DB) 813 of 2023

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

And

In Re : Jayanta Ghosh petitioner

Mr. G C Baidya

Mr. Gobinda Baidya

.....for the petitioner

Petitioner assails order of bail granted to opposite party no. 2. It is submitted opposite party no. 2 fraudulently sold the property to co-accused. Case revolves around documents and allegations of dishonest transfer is to be adjudicated during trial. Hence, further custody of opposite party no. 2 is not necessary for progress of investigation/trial. Opposite party no. 2 has permanent home and hearth and there is no chance of his abscondence.

Under such circumstances, we are not inclined to interfere with the order granting bail to opposite party no. 2.

With the above observations CRM (DB) 813 of 2023 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)