

13.03.2023
106
sdas
allowed

CRM(DB) No. 829 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Lalgola Police Station Case No. 25 of 2023 dated 17.01.2023 under Sections 399/402 of the Indian Penal Code.

And
In Re : Obaidul Sk. @ Abaidul Sk. petitioner

Mr. Ali Ahsan Alamgir
Ms. Soma Mal
Ms. June Modak
.....for the petitioner

Mr. S. S. Imam
Mr. R. Jana
..... for the State

We have considered the materials on record. Petitioner is not named in the F.I.R. Balancing the nature of accusation with the period of detention suffered by the petitioner i.e. 45 days, we are inclined to grant bail to him.

Accordingly, we direct that the petitioner shall 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 Additional Chief Judicial Magistrate, Lalbagh, Murshidabad, subject to condition that the petitioner shall appear before the trial court on every date of hearing until further orders and shall not intimidate the witnesses and/or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to

cancel his bail in accordance with law without further reference to this Court.

The application for bail is, accordingly, allowed.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)