

21.03.2023
tkm/ct 28
sl no. 64

C.R.M. (DB) 1025 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Chapra PS case no. 604 of 2022 dated 17.10.2022 under sections 341/323/325/379/506/34/307 of the IPC
and

Allowed

In Re : Montajul Mondal @ Aifel @ Mamtaj Mondal

..... petitioner

Mr. S Majumder

..... for the petitioner

Mr. Prasun Kr. Datta

Mr. Pradipto Ganguly

..... for the State

Petitioner is in custody for about 50 days. It is contended case and counter case were registered between the parties.

Learned lawyer for the State opposes the bail prayer.

We have considered the materials on record. Whether the injuries are life threatening may be assessed during trial. Case and counter case were registered over the incident.

Keeping in mind the aforesaid facts and the period of detention suffered by the petitioner, we are inclined to enlarge the petitioner on bail.

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 CJM Nadia at Krishnagar 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 he fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail automatically without reference to this court.

The application being CRM (DB) 1025 of 2023 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)