

22.03.2023.
31.
Ct.No.28
as
(Allowed)

C.R.M. (DB) 1038 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with STF P. S. Case No.04 of 2018 dated 06.05.2018 under Sections 120B/409/413 of the Indian Penal Code read with Sections 13(1)(c)(d)/13(2) of the Prevention of Corruption Act.

In the matter of : Ajay Kumar Pandey @ Guddu Pandit.
.... Petitioner.

Mr. Mohammad Khairul.
...for the Petitioner.

Mr. Ranabir Roy Chowdhury,
Mr. Mainak Gupta.
...for the State.

Petitioner is in custody for more than four years. Co-accused has been enlarged on bail. He prays for bail.

Learned Advocate for the State opposes the bail prayer and produces the Case Diary.

We have considered the materials on record. There is inordinate delay in trial. On such premise, co-accused was enlarged on bail. Petitioner is entitled to similar treatment.

Accordingly, the petitioner viz., Ajay Kumar Pandey @ Guddu Pandit 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 Chief Metropolitan Magistrate, Calcutta subject to condition that he 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 the petitioner fails to appear before the Trial Court without any 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, thus, disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)