

28.03.2023
Sl. No.75
akd
[ALLOWED]

C. R. M. (DB) 1180 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 22.03.2023 in connection with Bhadreswar Police Station Case No.69 dated 17.02.2022 under Sections 420/406/409/467/468/471/477A/34 of the Indian Penal Code.

And

In Re: ***Rajendra Das Praminick @ Rajendra Das Pramanick @ Rajendra Nath Das Pramanick***

... .. Petitioner

Mr. Ansuman Bera

... .. for the petitioner

Mr. Ranabir Roy Chowdhury

Mr. Mainak Gupta

... .. for the State

It is submitted on behalf of the petitioner that he is in custody for about 181 days. It is further submitted behind his back, a sum of Rs.75,000/- was credited to his account. Under similar circumstances, co-accused viz. Bidisha Bhattacharjee has been enlarged on bail.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Though the allegations are serious and involve defalcation of money over Rs. one crore, involvement of the petitioner appears to be marginal. It is contended behind his back a sum of Rs.75,000/- was credited in his account. Under similar circumstances, co-accused viz. Bidisha Bhattacharjee has been enlarged on bail. Hence, we are inclined to extend the same privilege to the petitioner also.

Therefore, the accused/petitioner, namely ***Rajendra Das Praminick @ Rajendra Das Pramanick @ Rajendra Nath Das Pramanick***, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional

Chief Judicial Magistrate, Chandannagar, Hooghly subject to condition that the said petitioner 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 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 for bail, thus, stands allowed.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)