

10.05.2023
tkm/ct 28
sl no. 35

C.R.M. (DB) 1455 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Hare Street PS case no. 169 of 2020 dated 6.7.2020 under sections 120B/420/467/468/471 of the IPC
And

Allowed

In Re : Sayan Basu petitioner

Mr. Bibaswan Bhattacharya
Mr. Arani Bhattacharya
Ms. B Paul

..... for the petitioner

Mr. M Sur
Mr. D Paramanick

..... for the State

Supplementary affidavit disclosing better particulars is placed on record.

It is contended co-accused are on bail. Petitioner is in custody for more than two years. He prays for bail.

Learned lawyer for the State produces the case diary. He submits petitioner and co-accused were involved in defrauding youth on the false promise of giving employment in this court.

We have considered the materials on record. Though allegations are grave, there is slow progress in trial. Offences are triable by Magistrate. Co-accused are on bail. Petitioner stands on the same footing. Hence we are inclined to enlarge him 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 ACMM-I at Kolkata 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) 1455 of 2023 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)