

02.05.2023
35
sdas
allowed

CRM(DB) No. 1743 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Narendrapur Police Station Case No. 312 of 2023 dated 05.04.2023 under Sections 341/326/307/34 of the Indian Penal Code.

And

In Re : Rana Roy petitioner

Mr. Sandip Kumar Mondal

Mr. Sumit Routh

Ms. Trisha Banerjee

....for the petitioner

Mr. Binay Panda

Ms. Puspita Saha

.... for the State

Heard the learned Counsels for the parties.

We have considered the materials on record. Dispute arose between two families over use of common passage. Whether the injury is life threatening may be assessed during trial. Under such circumstances and in view of detention suffered by the petitioner i.e. about a month 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, Baruipur, subject to conditions that 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.)