

15.05.2023
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allowed

CRM(DB) No. 1822 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Nandakumar Police Station Case No. 154 of 2022 dated 29.04.2022 under Sections 186/189/353/332/307 of the Indian Penal Code.

And

In Re : Sk. Sikandar @ Sikandar Khan @ Sekendar Khan petitioner

Mr. Amitabha Karmakar

Mr. Arup Kumar Bhowmick

....for the petitioner

Mr. Saibal Bapuli, learned APP

Mr. Bibaswan Bhattacharya

.... for the State

Heard the learned Counsels for the parties.

We have considered the materials on record. Balancing the nature of accusation with the period of detention suffered by the petitioner i.e. 62 days, 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 Chief Judicial Magistrate, Purba Medinipur, 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.)