

06.06.2023.
22.
Ct.No.28
as
(Allowed)

C.R.M. (DB) 2089 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Itahar P. S. Case No.144 of 2023 dated 28.04.2023 under Sections 341/324/325/307/354B/379/506/34 of the Indian Penal Code.

In the matter of : Sahid @ Sahed Khan.

.... Petitioner.

Mr. Kushal Paul.

...for the Petitioner.

Mr. Binay Panda,
Ms. Puspita Saha.

...for the State.

Heard the learned Advocates for the parties.

We have considered the materials on record. Case and counter case were registered between the parties. Whether the injuries are life threatening may be assessed during trial.

Keeping in mind the aforesaid facts and the period of detention suffered by the petitioner i.e. for about a month, we are inclined to grant bail to the petitioner.

Accordingly, the petitioner viz., Sahid @ Sahed Khan 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, Uttar Dinajpur at Raiganj 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.)