

16.06.2023

Sl. 40

Court No. 29

Sourav

(Allowed)

C.R.M. (DB) 2280 of 2023

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Gopalnagar** Police Station Case No. **114** of **2023** dated **27.02.2023** under Sections **302/120B** IPC corresponding to G.R. Case No. **485** of **2023**.

And

In the matter of: **Sarathi Kirtania & Anr.**

....petitioners.

Mr. Debjit Sahani

Mr. Kalyan Chattopadhyay

...for the petitioners.

Mr. Madhusudan Sur, Ld. APP

Mr. Manoranjan Mahata

... for the State.

Md. Abdur Rakis

Mr. Somnath Majumder

...for the State.

1. Heard learned Counsel for the parties.
2. Learned Counsel for the petitioner does not want to press the application for bail so far as the petitioner no. 1 (**Sarathi Kirtania**) is concerned. Accordingly, the present petition in respect of petitioner no. 1 is dismissed as 'not pressed'.
3. So far as petitioner no. 2 (**Radhika Sarkar**) is concerned, she is alleged to have provoked the principal accused (**Amar Kirtania**) to give the fatal blow on the deceased.
4. Regard being had to such facts and submissions, factum of permanent residence of the petitioners, part played by the petitioner no. 2 in the entire transaction and completion of investigation in the meantime, it is directed that the petitioner no. 2 shall be released on bail by the learned Additional Chief Judicial Magistrate, Bongaun, in Connection with Gopalnagar Police Station Case No. 114 of 2023 dated 27.02.2023 on such terms and conditions as deemed just and proper in the facts and circumstances of the case.

5. Accordingly, the prayer for bail is allowed.
6. The application being **CRM (DB) 2280 of 2023** is disposed of.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

