

03.07.2023
tkm/ct 28
sl no. 87

C.R.M. (DB) 2410 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Barabani P.S case no. 225 of 2022 dated 18.10.2022 under section 498A/304B/34 IPC and sections 3 and 4 of the DP Act

and

Allowed

In Re : Sanjay Dhibar @ Sukumar Dhibar ... petitioner

Mr. Kunal Ganguly

..... for the petitioner

Mr. T K Ghosh
Mr. Arindam Sen

..... for the State

Petitioner is in custody for 253 days. It is submitted that he has been falsely implicated. He prays for bail.

Learned lawyer for the State opposes the bail prayer.

We have considered the materials on record. Investigation is complete. There is no chance of abscondence. Balancing the nature of accusation with the period of detention suffered by the petitioner, we are inclined to grant bail to the petitioner.

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 CJM, Paschim Bardhaman 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) 2410 of 2023 is disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)