

26.04.2023
tkm/ct 28
sl no. 67

C.R.M. 5541 of 2017

In Re : An application for cancellation of bail under section 439 (2) of the
Code of Criminal Procedure

And

In Re : Susama Das

..... petitioner

Mr. S Lahiri

....for the petitioner

There was free fight between the parties. Learned Magistrate noted Section 307 IPC is not attracted. Under such circumstances opposite party no. 2 was enlarged on bail. Almost six years have lapsed since then.

Hence, we are not inclined to interfere with the order granting bail.

Observation of the learned Magistrate would not have any bearing on the trial if the same has not concluded till now.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)