

24.07.2023.
29.
Ct.No.28
as
(Allowed)

C.R.M. (DB) 2893 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Krishnanagar Cyber Crime P. S. Case No.19 of 2022 dated 18.06.2022 under Sections 292/376/506/500 of the Indian Penal Code.

In the matter of : Abbasuddin Sk @ Soyel.

.... Petitioner.

Mr. Kusal Kr. Mukherjee,
Ms. Eshita Aich.

...for the Petitioner.

Mr. Siladitya Banerjee.

...for the State.

Mr. Surajit Basu.

...for the de-facto complainant.

Petitioner is in custody for 119 days. There is delay for over one year in lodging First Information Report. He prays for bail.

Learned advocate for the State opposes the bail prayer.

Learned Advocate for the de-facto complainant submits victim was compelled to have sexual relationship with the petitioner on the threat of uploading obscene picture on social media.

We have considered the materials on record. Allegation of threat of uploading obscene picture is not supported by electronic evidence. There is delay in lodging First Information Report. Investigation is complete. There is no chance of his abscondence.

Hence, we are inclined to grant bail to the petitioner.

Accordingly, the petitioner viz., Abbasuddin Sk @ Soyel 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, Nadia at Krishnanagar 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.)