

30.08.2023
tkm/ct 28
sl no. 39

C.R.M. (DB) 3395 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Palashipara P.S case no. 190 of 2023 dated 21.6.2023 under sections 447/326/307/34 IPC
and

Allowed

In Re : Jalil Sk

... petitioner

Mr. Bitasok Banerjee
Mr. Amanul Islam

..... for the petitioner

Mr. Binay Panda
Mr. S Bhakat

..... for the State

Mr. Asraf Mandal

..... for the de facto complainant

1. Heard learned lawyers for the parties.
2. We have considered the materials on record. Whether the injuries are life threatening may be assessed during trial. Balancing the nature of accusation with the period of detention suffered by the petitioner i.e 57 days, we are inclined to grant bail to the petitioner.
3. 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 ACJM Tehta, Nadia 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.
4. 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.
5. The application being CRM (DB) 3395 of 2023 is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)