

29.09.2023
Sl. No.29
akd
[ALLOWED]

C. R. M. (DB) 3759 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 22.09.2023 in connection with Tamluk Police Station Case No.752 of 2023 dated 05.07.2023 under Sections 447/341/323/325/307/379/506/34 of the Indian Penal Code. (G.R. Case No.2305 of 2023)

And

In Re: ***Mansur Ali @ Sk. Mansur Ali***

... .. Petitioner

Mr. Amal Krishna Samanta

... .. for the petitioner

Mr. Sanjay Bardhan
Ms. Baisakhi Chatterjee

... .. for the State

1. It is submitted on behalf of the petitioner that he is in custody for about 50 days. Accordingly, he prays for bail.
2. Learned Advocate for the State opposes the prayer for bail.
3. We have considered the materials on record. Whether injuries are life-threatening may be assessed during trial. Balancing the nature of accusation with the period of detention suffered by the petitioner, we are of the opinion further detention of the accused/petitioner is not necessary.
4. Therefore, the accused/petitioner, namely ***Mansur Ali @ Sk. Mansur Ali***, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Chief Judicial Magistrate, Purba Medinipur subject to condition that the said petitioner 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.

5. 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.
6. The application for bail, thus, stands allowed.

(Partha Sarathi Sen, J.)

(Joymalya Bagchi, J.)