

11.10.2023
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b.das
Ct.No. 28

C.R.M. (DB) 3943 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Karimpur P.S case no. 22 of 2022 dated 30.01.2022 under sections 279/388/325/307/427/34 of the Indian Penal Code.
and

Allowed

In Re : **Tapas Sarkar @ Biswas & Anr.** ... petitioners

Mr. Asraf Mandal

..... for the petitioners.

Mr. Nguive Ahmed

Ms. Trina Mitra

..... for the State

1. The petitioners submit that eye-witness, Sohel Mondal has not supported the prosecution case. Co-accused Ranjit Biswas @Sarkar has been enlarged on bail. The petitioners pray for bail.
2. Learned lawyer for the State opposes the bail prayer.
3. We have considered the materials on record. The eye-witness Sohel Mondal has not supported the prosecution case and the petitioners stand on the same footing with the co-accused Ranjit Biswas @Sarkar.
4. Accordingly, we are inclined to grant bail to the petitioners.
5. Accordingly, the petitioners be released on bail upon furnishing a bond of Rs. 10,000/- each with two sureties of like amount each, one of whom must be local to the satisfaction of the learned ACJM, Tehatta, Nadia on condition that the petitioners shall appear before the trial court on every

date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

6. In the event petitioners fail to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel their bail automatically without reference to this court.

7. This application for bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)