

16.10.2023
tkm/ct 28
sl no. 70

C.R.M. (DB) 4050 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Purbasthali P.S case no. 160 of 2021 dated 4.8.2021 under sections 489B/489C/120B IPC
and

Allowed

In Re : Jiar Mullick @ Jiarul @ Jiyarul Mallick ... petitioner

Mr. D Banejee
Ms. Oindrila Ghosh

..... for the petitioner

Mr. S Bapuli
Mr. Arani Bhattacharyya

..... for the State

1. Petitioner is in custody for more than two years. It is submitted co-accused is on bail. He prays for bail.
2. Learned lawyer for the State opposes the bail prayer.
3. We have considered the materials on record. Co-accused was enlarged on bail on the ground of delay in trial. Petitioner is entitled to the same relief.
4. 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 Kalna, Purba Bardhaman 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.
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 being CRM (DB) 4050 of 2023 is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)