

14.12.2023

Item No.5

Ct. No. 5

CHC
(Allowed)

C.R.M.(DB) 4516 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Hanskhali** Police Station Case No. **631/2023** dated **08.08.2023** under Sections **447/326/307/34** of the Indian Penal Code, 1860.

And

In the matter of: Pritthiraj Ghosh @ Tarak

..... petitioner

Mr. Amanul Islam,

Mr. Sourav Mukherjee

....for the petitioner

Mr. Binnoy Kr. Panda,

Mrs. Manasi Roy

....for the State

Petitioner prays for bail.

Learned advocate appearing for the petitioner submits that, petitioner is in custody for 84 days. Police filed charge-sheet and therefore, further detention of the petitioner is not required.

Learned advocate appearing for the State draws the attention of the Court to the injury report as also the statement of victim. He submits that the petitioner used sharp cutting weapon to inflict grievous hurt to the victim.

The photograph of the injury suffered by the victim, the injury report and the statement suggests that, sharp cutting

weapon was used by the petitioner to inflict grievous hurt on the victim.

Police completed the investigation and filed charge-sheet.

The petitioner is no longer required in the investigation.

Considering the period of detention, the gravity of the offence and the involvement of the petitioner therein, as well as the fact that police charge-sheet, we grant bail to the petitioner.

Accordingly, we direct that the petitioner 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 Additional Chief Judicial Magistrate, Ranaghat, Nadia, subject to the condition that the petitioner shall appear before the trial court on every date of hearing until further orders and shall not intimidate the witnesses and/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 the bail of the petitioner without further reference to this Court.

Prayer for bail of the petitioner is allowed.

CRM(DB) 4516 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)

