

19.12.2023
tkm/ct 28
sl no. 86

C.R.M. (DB) 4459 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Harishchandrapur P.S case no. 213 of 2023 dated 13.3.2023 under section 4 of the POCSO Act
and

Allowed

In Re : Sayed @ Sahed

..... petitioner

Ms. Sujata Das

..... for the petitioner

Mr. S S Imam

Mr. S Bhakat

..... for the State

1. Petitioner is in custody for 280 days. Victim has already been examined. Keeping in mind the nature of her evidence we are inclined to grant bail to the petitioner.
2. 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 Judge Special Court cum Additional Sessions Judge, Chanchal Malda 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.
3. 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.
4. The application being CRM (DB) 4459 of 2023 is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)