

D/L. 36
February 8, 2023
MNS

Calcutta High Court
In The Circuit Bench at Jalpaiguri
Appellate Side

CRM (DB) 73 of 2023

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed on 25.01.2023 in connection with Maynaguri Police Station Case No. 136 of 2022 dated 14.04.2022 under Sections 305/511/120B/506/34 of the Indian Penal Code.

And

In the matter of: Harekrishna Adhikari @ Adhikary

.... Petitioner

Mr. Debajit kundu

... for the petitioner

Mr. A. S. Chakraborty,
Mr. Aniruddha Biswas

... for the State

Learned counsel for the petitioner submits that a co-accused person standing on equal footing has been enlarged on bail.

Learned counsel for the State vehemently opposes the prayer for bail.

However, keeping in view the factum of the co-accused person being on bail, we are inclined to grant bail to the petitioner.

Accordingly, CRM (DB) 73 of 2023 is allowed, thereby granting bail to the petitioner on condition that the petitioner furnishes 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 Sessions Judge, Third Court at Jalpaiguri.

The petitioner shall not leave the territorial jurisdiction of the trial court during the entire period of trial and shall attend the trial on each and every date.

The petitioner shall not make any inducement, threat or promise to any person acquainted with the facts and circumstances of the case so as to dissuade such person from disclosing such facts to any police officer or the court and/or tamper with the evidence in any manner whatsoever.

(Sabyasachi Bhattacharyya, J.)

(Rai Chattopadhyay, J.)