

13.02.2024
tkm/ct 28
sl no. 61

C.R.M. (DB) 444 of 2024

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Amta PS case no. 136 of 2020 dated 19.5.2020 under sections 302/201/379/411/34 IPC
and

Allowed

In Re : Samir Ghorui & Ors. petitioners

Mr. Sekhar Basu, Sr Adv
Ms. A Basu
Mr. Sayan Mukherjee
Ms. M Basak

..... for the petitioners

Mr. Sudip Ghosh
Ms. Ayantika Roy

..... for the State

1. Heard lawyers for the parties.
2. We have considered the materials on record. Petitioner is in custody for more than three years. He contends there is inordinate delay in trial. Co-accused has been enlarged on bail. Petitioner is entitled to similar relief.
3. Accordingly, 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, Amta, Howrah 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.
4. In the event they 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.
5. The application being CRM (DB) 444 of 2024 is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)