

06.03.2024
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allowed

CRM(DB) No. 719 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Pandua Police Station Case No. 546 of 2023 dated 02.10.2023 under Section 392 of the Indian Penal Code and subsequently charge-sheet submitted under Sections 395/412 of the Indian Penal Code.

And

In Re : Sahajahan Naskar petitioner

Mr. Suman Chakraborty

....for the petitioner

Mr. Madhusudan Sur, learned APP

Ms. Pushpita Saha

.... for the State

1. Heard the learned Counsels for the parties.
2. We have considered the materials on record. Stolen articles have been recovered. It is not the prosecution case that the petitioner had committed dacoity. Keeping in mind the extent of complicity of the petitioner in the crime and as investigation is complete, we are inclined to grant bail to him.
3. 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 Chief Judicial Magistrate, Hooghly, subject to conditions that 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.

4. In the event the petitioner fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

5. The application for bail is, accordingly, allowed.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)