

20.03.2024
tkm/ct 28
sl no. 37

C.R.M. (DB) 880 of 2024

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with English Bazar P.S case no. 2157 of 2023 dated 29.12.2023 under sections 489B/489C/120B IPC
and

Allowed In Re : Ahad Sk ... petitioner

Mr. Sagar Saha
..... for the petitioner
Md. Kutubuddin
..... for the State

1. Heard learned lawyers for the parties.
2. We have considered the materials on record. No Fake Indian Currency Note (FICN) was seized from the petitioner. His complicity has transpired from the statement of co-accused before police officer which is inadmissible in evidence.
3. Under such circumstances we are inclined to grant bail to the petitioner.
4. 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 CJM 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.
5. 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.
6. The application being CRM (DB) 880 of 2024 is disposed of.

(Gaurang Kanth, J.) **(Joymalya Bagchi, J.)**