

21.03.2024.
43.
Ct.No.28.
as
(Allowed)

C.R.M. (DB) 909 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Kaliachak P.S. Case No.941 of 2023 dated 22.07.2023 under Sections 489B/489C of the Indian Penal Code.

In the matter of : **Asraful Mia.**

.... Petitioner.

Mr. Kalidas Saha,
Ms. Mandira Mondal.

...for the Petitioner.

Ms. Mamata Jana.

...for the State.

1. Petitioner submits no Fake Indian Currency Note (for short FICN) were recovered from his possession. Accordingly, he prays for bail.
2. Learned Advocate for the State opposes the bail prayer. He submits FICNs were recovered from his brother.
3. We have considered the materials on record. No FICN was recovered from the petitioner. Principal accused i.e. his brother is in custody.
4. Keeping in mind the extent of complicity of the petitioner in the crime, we are inclined to grant bail to him.
5. Accordingly, the petitioner viz., **Asraful Mia** 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, Malda subject to condition that he shall appear before the trial court on every date of hearing until further orders and shall not

intimidate witnesses or tamper with evidence in any manner whatsoever.

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

7. This application for bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)