

24.04.2024
tkm/ct 28
sl no. 41

C.R.M. (DB) 1296 of 2024

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Raniganj P.S case no. 238 of 2023 dated 15.6.2023 under sections 498A/304B/34 IPC
and

Allowed

In Re : Ajay Badyakar petitioner

Mr. Avik Ghatak
Mr. S K Dasgupta

..... for the petitioner

Mr. Binay Panda
Ms. Ankita Paul

..... for the State

1. Petitioner is in custody for 314 days. It is submitted allegations of torture are general and omnibus. Co-accused are on bail. There is little possibility of trial concluding in the near future. He prays for bail.
2. Learned lawyer for the State submits victim housewife committed suicide within two years of marriage.
3. We have considered the materials on record. Though victim committed suicide within two years of marriage, allegations of torture are general and omnibus. Co-accused are on bail. There is no chance of abscondence.
4. Under such circumstances, we are inclined to enlarge the petitioner on bail.
5. 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 Paschim Bardhaman 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.

6. In the event he fails to do so or resorts to dilatory tactics and delay the trial, trial court shall be at liberty to cancel his bail without reference to this court.

7. The application being CRM (DB) 1296 of 2024 is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)