

02.05.2024
tkm/ct 28
sl no. 37

C.R.M. (DB) 1370 of 2024

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Kandi P.S case no. 632 of 2023 dated 21.10.2023 under sections 302/34/120B IPC and sections 25/27 of the Arms Act

Allowed

and
In Re : Akbor Sk @Akbar Sk petitioner

Mr. Hafiz Ali
Mr. D De for the petitioner

Mr. Sudip Kumar
Mr. Sobhan Gani for the State

Mr. Rajesh Naskar for the de facto complainant

1. We have considered the materials on record. Petitioner is in custody for 195 days. He is not the principal accused. Co-accused Raju @Sabiur Rahaman has been enlarged on bail.
2. Under such circumstances, we are inclined to extend the same privilege to the petitioner also.
3. 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 ACJM Kandi Murshidabad 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.
4. 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.
5. The application being CRM (DB) 1370 of 2024 is disposed of.

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