

16.01.2024
Sl. No.77
akd

C. R. M. (DB) 2680 of 2023

In Re : An application for cancellation of bail under Section 439(2) of the Code of Criminal Procedure filed on 23.06.2023 :

A N D

In Re : Sk. Rakib @ Raki Bulla Petitioner

Mr. Abhijit Kumar Adhya
Mr. Bikash Chowdhury
... .. for the petitioner

Mr. Biswajit Manna
Mr. Subhasis Sen
Md. Saddam Mullick
... .. for opposite party nos.2 to 5

Mr. Joydeep Roy .. Jr. Govt. Advocate
Ms. Sujata Das
... .. for the State

1. Opposite party nos.2 to 5 were granted pre-arrest bail. Thereafter they have been released on regular bail.
2. Learned Advocate for the petitioner submits opposite party nos.2 to 5 herein have misused their liberty and are threatening witnesses. A complaint has also been registered.
3. Learned Advocate for the opposite party nos.2 to 5 denies and disputes such allegations.
4. We have considered the materials on record. Bail granted to the opposite party nos.2 to 5 herein has been challenged on the ground of misuse of liberty. Allegations with regard to misuse of liberty are general and omnibus. No specific incident of threat or intimidation has been pleaded in the application.
5. Under such circumstances, we are not inclined to cancel the bail granted to the opposite party nos.2 to 5 herein.

6. However, in order to supervise their activities, we direct the opposite party nos.2 to 5 herein to meet the Officer-in-charge, Jagatballavpur Police Station once in a week until further orders.
7. With the aforesaid observations, CRM (DB) 2680 of 2023 is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)