

05.08.2024.
56.
Ct.No.6.
as
(Allowed)

C.R.M. (DB) 2334 of 2024

In Re:- An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kaliganj P.S. Case No.127 of 2023 dated 06.03.2023 under Sections 157/148/149/326/307/353/333/ of the Indian Penal Code, Sections 4/5/6 of the Explosive Substances Act, Section 9 of the Maintenance of Public Order Act, 1975 and Section 4 of Prevention of Damage to Public Property Act.

In the matter of : **Nur Mahammad Shek @ Sk.**
.... Petitioner.

Mr. Prabir Majumder.
...for the Petitioner.

Mr. Arindam Sen,
Mr. Subham Kanti Bhakat.
...for the State.

1. Petitioner is in custody for about 501 days. He submits co-accused have been enlarged on bail. Accordingly, he prays for bail.
2. Learned Advocate for State opposes the bail prayer.
3. We have considered the materials on record. Petitioners are in custody for a considerable period of time. There is no possibility of trial concluding in the near future. Co-accused have been enlarged on bail. Under such circumstances, we are of the opinion further detention of the petitioner is not necessary.
4. Accordingly, the petitioner viz., **Nur Mahammad Shek @ Sk.** 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, Nadia at Krishnagar 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.)