

07.8.2024
Ct. No. 6
SL No. 27
SB

C.R.M. (DB) 2421 of 2024

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Chanchal** P.S. Case No. 737 of 2023 dated 24.6.2023 under Sections 363/365/506 of the Indian Penal Code and Section 6 of the POCSO Act.

And

In the matter of: Mansur Alam

Mr. Kallol Mondal
Mr. Krishan Ray
Mr. Souvik Das
Mr. Anamitra Banerjee ... for the petitioner

Mr. Bibaswan Bhattacharyya
Mr. Akash Ganguly ... for the State

1. Heard the learned lawyers for both the parties.
2. In spite of service, nobody appears for the victim.
3. Petitioner is in custody for 365 days. He submits there was a romantic relationship and the parties are eloped. Victim has already been examined.
4. In view of the aforesaid circumstances, we are inclined to grant bail to the petitioner.
5. Accordingly, the petitioner 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 Judge, Special Court, Chanchal, Malda subject to the condition that the petitioner shall appear before the trial court on each and every date of hearing until further orders and shall not intimidate witnesses and/or tamper with evidence in any manner whatsoever.

6. In the event petitioner fails to appear before the Trial Court without any justifiable cause, the Trial Court shall be at liberty to cancel his bail without any further reference to this Court.
7. The application for bail is, thus, allowed and disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)