

01.08.2024
tkm/ct 6
sl no. 61

C.R.M. (DB) 2424 of 2024

In Re : An application for bail under section 439 of the Code of Criminal Procedure (section 483 of the Bharatiya Nagarik Suraksha Sanhita 2023) in connection with Palashipara P.S case no. 165 of 2024 dated 29.3.2024 under sections 498A/304B/34 IPC charge sheet submitted under sections 498A/304B/306/34 IPC
and

Allowed

In Re : Dipak Mondal petitioner

Mr. Amanul Islam
Mr. Sourav Mukherjee
..... for the petitioner

Mr. Debasish Roy, Id PP
Mr. B K Roy
Mr. Nirupam Dhali
..... for the State

1. Heard learned lawyers for the parties.
2. We have considered the materials on record. Petitioner is in custody for 120 days. Allegations of torture are general and omnibus. Investigation is complete.
3. Under such circumstances, we are inclined to enlarge the petitioner on bail.
4. 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 Tehatta Nadia 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.
5. 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.
6. The application being CRM (DB) 2424 of 2024 is disposed of.

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