

05.11.2024.
62.
Ct.No.28.
as
(Allowed)

C.R.M. (DB) 2786 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure corresponding to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Taherpur P.S. Case No.89 of 2024 dated 20.02.2024 under Section 436 of the Indian Penal Code.

In the matter of : ***Ujjal Sarkar***.

.... Petitioner.

Ms. Minoti Gomes.

...for the Petitioner.

Mr. Binoy Kr. Panda,
Mr. Sandip Kundu.

...for the State.

1. Petitioner is in custody for over six months. He submits he has been falsely implicated. Accordingly, he prays for bail.
2. Learned Advocate for the State opposes the bail prayer.
3. We have considered the materials on record. No one was injured in the incident. Keeping in mind the nature of allegation and the period of detention suffered by the petitioner, we are inclined to grant bail to the petitioner.
4. Accordingly, the petitioner viz., ***Ujjal Sarkar*** 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 Additional Chief Judicial Magistrate, Ranaghat, Nadia 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.

5. 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.

6. This application for bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)