

13.11.2024

50
sdas
Allowed

C.R.M. (DB) No. 2845 of 2024

In Re:- An application for bail under Section 483 of BNSS in connection with Samsheganj Police Station Case No. 154 of 2024 dated 15.03.2024 under Sections 302/201/120B of the Indian Penal Code.

And
In Re : Md. Azaharuddin Sk. @ Azahar petitioner

Md. Wasim Akram
Md. Bani Israil
.... for the petitioner

Ms. Minoti Gomez
Ms. Ankita Paul
.... for the State

Mr. B. Hasna
Mr. Aliul Islam
.... for the de facto complainant

1. Learned Counsel for the petitioner submits there is no material to connect him with the murder. Co-accused Jahangir Alam has been enlarged on bail. He prays for bail.

2. Learned Counsel for the State opposes the bail prayer.

2. We have considered the materials on record. Co-accused Jahangir Alam who is similarly placed as the petitioner has been enlarged on bail. There is no material to connect him with the murder. Under such circumstances, we are inclined to grant bail to the petitioner.

3. Accordingly, we direct that 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 Additional Chief Judicial Magistrate, Jangipur, Murshidabad, subject to condition that petitioner 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.

4. 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 in accordance with law without further reference to this Court.

5. The application for bail is, accordingly, allowed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)