

CRM (DB) 3076 of 2024

In re: An application for bail under Section 439 of the Code of Criminal Procedure/483 of BNSS in connection with **Beliabera Police Station** Case No. **41 of 2015** dated **04.07.2015** under Sections **406/420/467/120B** of the Indian Penal Code.

- A n d -

In the matter of : Utpal Mahata @ Uttpal Mahata & Anr.

.... Petitioners.

Mr. Avik Ghatak,
Mr. Fahad Imam,

... For the Petitioners.

Mrs. Anasuya Sinha,
Md. Zubair Alam,

... For the State.

1. Heard the learned lawyers for both the parties.
2. Petitioner no. 1 is in custody for 63 days and petitioner no. 2 is in custody for 66 days respectively. Co-accused have been granted bail/anticipatory bail.
3. In view of the aforesaid, we are inclined to extend the same privilege to the petitioners.
4. Accordingly, we direct that the petitioners, namely, **Utpal Mahata @ Uttpal Mahata and Gobinda Mahata**, shall be released on bail upon furnishing a bond of Rs. 10,000/- each, with two sureties of like amount each, one of whom must be local, to the satisfaction of the Learned Additional Chief Judicial Magistrate, Jhargram and on further conditions that the petitioners shall appear before the trial Court on every date of hearing until further orders and shall not intimidate the witnesses and/or tamper with evidence in any manner whatsoever.

5. In the event the petitioners fail to adhere to any of the conditions stipulated above without justifiable cause, the trial court shall be at liberty to cancel their bail in accordance with law without further reference to this court.

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

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)