

06.11.2024
Sl. No.83
akd
[ALLOWED]

C. R. M. (DB) 3221 of 2024

In Re: An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed on 13.09.2024 in connection with Kalna Police Station Case No.174 of 2018 dated 24.04.2018 under Sections 395/397/412 of the Indian Penal Code. (G.R. Case No.403 of 2018)

And

In Re: ***Lipon Roy @ Ripon***

... .. Petitioner

Mr. S. K. Das
Mr. Sujan Chatterjee
Mr. Souparna Sinha
Mr. Rohan Bavishi

... .. for the petitioner

Mr. Antarikhya Basu
Mr. Asif Dewan

... .. for the State

1. Heard the learned Advocates appearing for both the parties.
2. We have considered the materials on record. Petitioner is in custody for more than five years. Trial has not come to an end. Prosecution proposes to examine three more witnesses. Offences, even if proved, would not attract mandatory life imprisonment. Under such circumstances, we are of the opinion further detention of the accused/petitioner is not necessary and he may be enlarged on bail however, subject to strict conditions.
3. Therefore, the accused/petitioner, namely ***Lipon Roy @ Ripon***, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Kalna, Purba Bardhaman subject to condition that the said 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 and on further condition that the

petitioner, while on bail, shall not leave the jurisdiction of Pandua Police Station except for the purpose of attending court proceedings and shall report to the Officer-in-charge, Pandua Police Station once in a week until further orders.

4. In the event he fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail automatically without reference to this court.

5. The application for bail, thus, stands allowed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)