

22.11.2024
Ct. No. 28
ADSL No. 17
SB/SG

CRM (DB) 3865 of 2024

In Re: - An application for bail under Section 483 of the B.N.S.S. 2023 in connection with Kalyani P.S. Case No. 177 of 2024 dated 06.3.2024 under Sections 304/120(B) of Indian Penal Code read with Section 25/27 of the Arms Act 1959.

And

In the matter of: Bijoy Sarkar @ Bijay Sarkar @ Bejoy Sarkar

Mr. Shibaji Kr. Das
Mr. Dipendu Sarkar
Ms. Deblina De

... for the petitioner

Mr. Iqbal Kabir
Mr. Subhasish Datta

...for the State

1. Heard learned lawyer for both parties.
2. We have considered the materials on record. Petitioner is not the principal accused. Co-accused Antu Mondal has been enlarged on bail. He stands on similar footing. He is entitled to same relief.
3. Accordingly, we direct the petitioner namely, Bijoy Sarkar @ Bijay Sarkar @ Bejoy 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, Kalyani subject to condition that the petitioner shall appear before the trial court on each and every date of hearing until further orders and shall not intimidate witnesses and/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 prayer in accordance with law without further reference to this Court.
5. The application for bail is, thus, allowed and disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)