

03.01.2024.
32.
Ct.No.28.
as
(Allowed)

C.R.M. (DB) 4803 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Amherst Street P.S. Case No.121 of 2021 dated 24.06.2021 under Sections 120B/419/420/467/468/471/474/170/307/274/275/276 /188 of the Indian Penal Code read with Section 51(B) of the Disaster Management Act.

In the matter of : **Kanchan Deb.**

.... Petitioner.

Mr. Sabyasachi Chatterjee,
Mr. Omar Faruk Gazi.

...for the Petitioner.

Mr. Debasish Roy, Id. P.P.,
Mr. Rudradipta Nandy, Id. A.P.P.,
Ms. Ratna Ghosh.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Petitioner is in custody for two years and six months. Co-accused are on bail. There is little possibility of trial concluding in the near future.
3. Under such circumstances, we are inclined to grant bail to the petitioner.
4. Accordingly, the petitioner viz., **Kanchan Deb** 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 Metropolitan Magistrate-II, Kolkata 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 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.)