

04.01.2024.
22.
Ct.No.28.
as
(Allowed)

C.R.M. (DB) 4819 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Domkal P.S. Case No.466 of 2023 dated 09.07.2023 under Sections 326/307/34 of the Indian Penal Code and Sections 25/27 of the Arms Act.

In the matter of : **Sudeb Mondal.**

.... Petitioner.

Mr. Arnab Chatterjee,
Ms. Dhanasree Biswas,
Mr. Anisur Rahaman,
Ms. Poulami Bose.

...for the Petitioner.

Mr. S. S. Imam, Jr. Govt. Adv.,
Mr. R. Jana.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Petitioner is in custody for 99 days. Incident occurred in course of a dispute between political parties on the day of Panchayat election. Allegations against the petitioner are general and omnibus. Co-accused similarly circumstanced with petitioner have been enlarged on bail.
3. Under such circumstances, we are inclined to extend the same privilege to the petitioner also.
4. Accordingly, the petitioner viz., **Sudeb Mondal** 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 Chief Judicial Magistrate, Berhampore, Murshidabad 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 the 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.)