

Allowed

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Serampore Police Station Case No. 224 of 2022 dated 26.06.2022 under Sections 341/323/326/307/506 of the Indian Penal Code though charges are framed under Sections 326/307 of the Indian Penal Code.

In Re : **Subhas Das** ... Petitioner

Ms. Sreyashee Biswas
Ms. Suveni Banerjee ... For the State

The petitioner is in custody for more than two years and prays for bail.

Learned counsel for the State opposes the prayer and submits that offending weapon has been recovered from the house of the petitioner. Eye witnesses have implicated the petitioner.

I have considered the material on record. The petitioner is in custody for more than two years. Trial will take some time to complete. The injured has been discharged from the hospital. Further detention of the petitioner is not

required. He may be granted bail subject to stringent conditions.

Accordingly, prayer for bail of the petitioner is allowed.

The petitioner **Subhas Das** be released on bail upon furnishing 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, Serampore, Hooghly subject to condition that he shall remain outside the jurisdiction of Serampore Police Station and shall furnish the address where he shall presently reside before the learned trial Court, Investigating Officer and the Officer-in-Charge of the concerned police station under whose jurisdiction he shall henceforth reside. The petitioner shall appear before the learned trial Court on every date of hearing. He shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to comply with any of the conditions as mentioned above without justifiable cause, the learned trial Court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

The application for bail is, thus, disposed of.

Case Diary be returned.

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)