

28.02.2025

DL-141
Court No.26
(Dismissed)
(AD)

CRM (DB) 1239 of 2024

In re: An application for cancellation of bail under Section 439(2) of the Code of Criminal Procedure, 1973.

-And-

In the matter of : Mousumi Hait Das

... ..Petitioner

Mr. Prodyot Kumar Ray, Advocate
... for the petitioner.

1. Application for cancellation of bail is directed against Order No.3 dated April 8, 2024 passed by the learned Additional Sessions Judge in Criminal Misc. Case No.135/24.
2. Learned Judge took into account the fact that, there were civil disputes between the private parties and that, there was an altercation when due to “push and dash”, the victim became sick and died.
3. Learned Additional Sessions Judge also noted the post-mortem report of the deceased which recorded a scalp injury. In such circumstances, the learned Additional Sessions Judge proceeded to grant bail to the private opposite party.
4. Perversity of the order impugned is not established.
5. Post-bail misconduct is also not established.
6. In such circumstances, we find no ground to interfere with the order impugned.

7. **CRM (DB) 1239 of 2024** is **dismissed** without any order as to costs.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)