

23
15.07.2025
Ct.No.34
b.das
Allowed

C.R.M. (M) 707 of 2025

In Re : An application for bail under Section 483 of the BNSS, 2023 filed in connection with Manikchak P.S. Case No. 690 of 2024 dated 15.09.2024 under Sections 103(1)/61(2)/5 of the BNS, 2023 read with Sections 25/27/35 of the Arms Act and Sections 3/ 4 of the E.S. Act.

And

In Re : **Humaun Sk. Humayun & Anr.** ... Petitioners.

Mr. Sekhar Kr. Basu, Sr. Adv.
Mr. A. K. Bhowmick ... for the Petitioners.

Ms. Rituparna De Ghose
Ms. Afreen Begum ... for the State.

Mr. Srijib Chakraborty
Ms. Rupsa Sreemani ...for the de facto complainant.

Heard learned counsels for the parties.

The petitioners seek parity with the co-accused Sk. Mahatab who has been granted bail earlier.

Learned counsel for the State does not oppose the said fact.

Learned counsel for the de facto complainant opposes the prayer for bail and submits that the petitioners have criminal antecedent to their credit.

Since the petitioners appear to be similarly circumstanced with the co accused who has been granted bail earlier, they deserve the same benefit.

The petitioners **Humaun Sk. Humayun & Asgar Ali @ Md. Asgar Ali** be released on bail upon furnishing bond of Rs.10,000/- each (Rupees Ten Thousand only) each, with two sureties of like amount each, one of whom must be local,

to the satisfaction of the learned Chief Judicial Magistrate, Malda subject to condition that they shall remain outside the jurisdiction of Manikchak P.S. and shall furnish the address where they shall henceforth reside before the learned trial Court, investigating officer and the Officer in charge of the concerned P.S under whose jurisdiction they shall presently reside. They shall appear before the learned trial Court on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioners fail to adhere to any of the conditions stated above without justifiable cause, the learned trial Court shall be at liberty to cancel their bail in accordance with law without further reference to this Court.

The application for bail is thus disposed of.

Case Diary be returned.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

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

(Suvra Ghosh, J.)