

July 23, 2025

60 ARDR

(Allowed)

CRM (M) 922 of 2025

In Re : An Application for bail under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with **Kandi** Police Station Case No. **632** of **2023** dated **21/10/2023** under Sections **302/120B/34** of the Indian Penal Code and Sections **25/27** of the Arms Act.

And

In Re : Taju Sk. @ Tajibar Sk.

... Petitioner.

Sr. Adv. Pratip Kumar Chatterjee,
Adv. Ashish Deb,
Adv. Maitrayee Chatterjee,

... for the petitioner.

Adv. Iqbal Kabir,
Adv. Mainak Gupta,

... for the State.

Learned counsel for the petitioner submits that the petitioner is in custody for about 85 days. Co-accused similarly circumstanced with the petitioner have been granted bail by this Court earlier.

Only 5 out of 38 witnesses have been examined. Trial will take some time to conclude.

Opposing the prayer, learned counsel for the State submits that after rejection of anticipatory bail prayer of the petitioner, the petitioner absconded for two months for which trial had to be split. Trial has not commenced insofar as the petitioner is concerned.

I have considered the material on record.

On merits, the petitioner stands on the same footing as the co-accused who have been granted bail earlier.

In view of the number of witnesses proposed to be examined by the prosecution, chances of completion of trial in near future is bleak. Since co-accused similarly placed with the petitioner have been granted bail, the petitioners deserves the same benefits subject

to stringent conditions in order to secure his attendance before the learned trial Court.

Accordingly, the prayer for bail is allowed.

The petitioner namely **Taju Sk. @ Tajibar Sk.** 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, Kandi, Murshidabad** subject to the condition that he shall not leave the jurisdiction of Kandi police station except for the purpose of appearing 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 adhere to any of the conditions as stated above, 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 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.)