

18.08.2025

Item No.36

Ct.No.34

rc.

Allowed

C.R.M. (M) 1073 of 2025

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 Malda Police Station Case No. 538 of 2023 dated 10.09.2023.

And

In Re : **Pankaj Sah**

... Petitioner

Mr. Santanu Deb Roy

Mr. Sumit Jha

... for the Petitioner

Mrs. Sujata Das

Mr. Arup Sarkar

... for the State

Heard learned counsels for the parties.

The petitioner seeks parity with co-accused Sanjoy Kumar Jaiswal who has been granted bail by this Court earlier.

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

In view of the fact that the petitioner is similarly circumstanced with the co-accused who has been granted bail earlier, he deserves the same benefit.

Accordingly, prayer for bail is allowed.

The petitioner **Pankaj Sah**, 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 Chief Judicial

Magistrate, Malda subject to condition that he shall remain within the jurisdiction of the Malda Court 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. He 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 adhere to any of the conditions 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.)