

M/L 143

05.03.2025
Rohit
ct.no.26

C.R.M. (DB) 2496 of 2024

In Re: An application for cancellation of bail under Section 439(2) of the Code of Criminal Procedure, 1973/under Section 483(3) of the BNSS, 2023 in connection with Kaliganj Police Station Case No. 428 of 2023 dated 09.07.2023 under Sections 326/34 of the Indian Penal Code and Section 3 /4 of the Explosive Substance Act.

And

In Re: **Motai Sk @ Matai Sekh**

...Petitioner

Mr. Atis Kumar Biswas
Ms. Jyoti Agarwal

...for the petitioner

Ms. Amita Gaur
Ms. Puspita Saha

...for the State

Mr. Debabrata Ray
Ms. Karabi Ray
Ms. Sarbani Mukhopadhyay
Mr. Soumik Mondal

...for the Opposite
parties/Respondent

1. Order granting bail dated April 14, 2024 has been challenged in the said application for cancellation of bail.
2. It has been submitted on behalf of the learned Advocate for the petitioner that the learned Trial Court did not consider the materials in the case diary appearing as against the private opposite party and proceeded to grant bail to the petitioner.

3. We have considered the materials in the case diary placed before us as also the impugned order. The impugned order reveals that the learned Trial Court proceeded to grant bail to the petitioner in consideration of the fact that the charge-sheet has already been submitted under Section 326/286/34 of the Indian Penal Code.
4. We find no infirmity with the order so passed by the learned Trial Court and in such circumstances, **C.R.M. (DB) 2496 of 2024** is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)