

21.03.2025

DL-48
Court No.26
(Disposed of)
(AD)

CRM (DB) 3500 of 2024

In re: An application for cancellation of bail under Section 439(2) of the Code of Criminal Procedure, 1973 corresponding to Section 483(3) of Bharatiya Nagarik Surakshya Sanhita, 2023.

-And-

In the matter of : Sakara Bibi

... ..Petitioner

Md. Mokaram Hossain, Advocate
Mr. Dinabandhu Das, Advocate
Mr. Salauddin Ahamed, Advocate
Md. Naimul Islam, Advocate
Mr. Mizanur Rahaman, Advocate
Mr. Uttam Banerjee, Advocate

... for the petitioner

Mr. Arindam Sen, Advocate
Ms. Sreetama Das, Advocate

... for the State

1. Petitioner prays for cancellation of bail.
2. Private opposite parties were granted bail by the Learned Additional Chief Judicial Magistrate, Basirhat on July 24, 2024 and July 30, 2024 after noticing the nature of the incident and the involvement of the private opposite parties therein.
3. While granting bail, learned Additional Chief Judicial Magistrate noted the gender of the private opposite parties wrongly on the order dated July 30, 2024.
4. Apparently, there are disputes between the private parties, which relate to a land and documents. Disputes primarily are civil in nature.
5. The incident of assault did not result in any grievous hurt for any of the injured persons warranting detention of the private opposite parties.

6. Private opposite parties surrendered before the jurisdictional Court when the bail was granted.
7. In such circumstances, we do not find any ground to interfere with the orders granting bail dated July 24, 2024 and July 30, 2024.
8. **CRM (DB) 3500 of 2024** is disposed of.

(Debangsu Basak, J.)

(Smita Das De, J.)