

20.02.2025
Item No.53
Court No.26
Allowed
CHC

CRM (DB) 4288 of 2024

In re : An Application for **Bail** under Section 439 of the Code of Criminal Procedure, 1973 read with Section **483** of the Bharatiya Nagarik Suraksha Sanhita, 2023, in connection with **Palashipara** Police Station Case No. **287** of **2024** dated 16.06.2024 under Sections **302/34/447** of the Indian Penal Code, 1860.

-And-

In the matter of : Jone Mondal @ Chhalti @ Joni

... .. Petitioner

Mr. Atish Kumar Biswas, Advocate
Ms. Jyoti Agarwal, Advocate
... .. For the Petitioner

Mr. Avishek Sinha, Advocate
Ms. Sana Naaz, Advocate
... ..For the State

1. Apparently, a free fight took place between two families in which, a person suffered homicidal death.
2. Police filed charge sheet.
3. Requirement of putting the petitioner through custodial trial does not exist on the case of the materials placed on record.
4. In such circumstances, we grant bail to the petitioner.
5. Accordingly, we direct that the petitioner shall be released on bail upon furnishing a 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, Krishnagar, Nadia**, subject to condition that the petitioner shall appear before the learned trial court on every date of hearing until further

orders and shall not intimidate witnesses and/or tamper with evidence in any manner whatsoever.

6. In the event, the petitioner fails to comply with the conditions as enshrined hereinbefore, it is open to the trial court to cancel the bail without further reference to this Court.
7. The prayer for bail of the petitioner is **allowed**.
8. CRM(DB) 4288 of 2024 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)