

30.09.2022.
65.
as
(Allowed)

C.R.M. (DB) 3485 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Lalgola P. S. Case No.168 of 2022 dated 24.05.2022 under Sections 417/376/120B of the Indian Penal Code.

In the matter of : Arif Akhtar @ Ranu.

.... Petitioner.

Mr. M. Hossain,
Sk. Md. Anwarullah.

...for the Petitioner.

Mr. D. Chatter, Id. A.P.P.,
Mr. S. Chatterjee.

...for the State.

Petitioner is in custody for 66 days. He submits that there was a love affair between the parties. Victim was a major lady at the time of cohabitation. He prays for bail.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Victim was a major lady at the time of cohabitation and was aware of the consequences thereof.

Under such circumstance and the period of detention suffered by the petitioner, we are inclined to grant bail to the petitioner.

Accordingly, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- with two sureties of like amount each, one of whom must be locale, to the satisfaction of the learned Chief Judicial Magistrate, Lalbagh subject to

condition that he shall appear before the trial court on every date of hearing until further orders and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to appear before the Trial Court without any justifiable cause, the 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.

(Ajay Kumar Gupta,J.)

(Joymalya Bagchi, J.)