

Crl. Misc. (B) Case No. 408/2022

ORDER

09-11-2022

1. This is a bail application under Section 439 CrPC, supported by an affidavit, submitted through the learned Remand Advocate, praying for granting bail to accused Sri Brisha Bhumij in connection with Dibrugarh PS Case No. 538/2022 corresponding to GR Case No. 1318/2022 under Section 304-B IPC.
2. Case Diary called for is not received. Instead, SI Pradip Saikia has submitted a report stating therein that investigation of Dibrugarh PS Case No. 538/2022 was completed and pursuant thereto Charge-Sheet No. 354 dtd. 23-09-2022 was submitted on 08-10-2022.
3. Heard the learned Remand Advocate for the accused and the learned Public Prosecutor.
4. Learned Remand Advocate for the accused submits that the accused has been in judicial custody since 04-09-2022; that the accused is partially a blind person and that further detention of the accused is not required.
5. Considering the matter in its entirety and that Charge-Sheet has already been submitted against the accused on 08-10-2022, but the accused is yet to be committed, hence this Court is of the conserved view that further detention of the accused is not required. The present petition for bail is thus allowed.
6. It is directed that the accused person namely, Sri Brisha Bhumij be released on bail of Rs. 25,000/- with one surety of like amount in connection with Dibrugarh PS Case No. 538/2022.
7. It is further directed that the said accused person, Sri Brisha Bhumij (i) shall not commit an offence similar to the offence of which he has been suspected of; (ii) he shall not directly or indirectly make any inducement,

threat, or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any other police officer or tamper with the evidence and (iii) will appear as and when required before the IO or in the Court.

8. Misc. CrI. (B) Case accordingly stands disposed of.


Sessions Judge,
Dibrugarh