

In the Court of Additional Sessions Judge, 1st Court, Uluberia, Howrah.
Criminal Misc. case No.603/2022
(CNR WBHW090015752022)
Shyampur P.S. case No. 320/22 dated 19.07.22, G.R. 1713/2022
U/s 399/402 IPC and section 25(1-b)/27Arms Act.
Present : Rajesh Kumar Singh
(JO Code : WB 01300)

Order No.2, dated 07.11.2022

Today is the date fixed for hearing of the application u/s 439 Cr.P.C.

The Ld. Advocate for the accused person namely, **Mrinal Kanti Das** present and submits that bail application U/S 439 Cr.P.C of the accused/petitioner has not been moved or pending before the Higher Court and to that effect an affidavit has been filed duly sworn by Prabir Pramanick, relative of the petitioner. The Ld. Advocate further submitted that the accused/petitioner is in custody since 08.10.2022 and he has been falsely implicated in this case. As such he prayed for bail on any terms and condition.

The Ld. PP in-charge is present and raises objection.

Heard both sides.

Perused the materials on record.

Being heard both sides and after perusing the FIR, seizure list, materials of evidence on record, it appears to me that this is a case under section 399/402 IPC and section 25(1-b)/27Arms Act. The accused person is in custody for 30 days. There is no recovery from the possession of the accused. He was subsequent arrest. Search and seizure has already been completed. Considering the period of detention, this court is inclined to enlarge the accused person on bail.

Accordingly, it is

Ordered

the accused person namely, **Mrinal Kanti Das** may find a bail of Rs. 4,000/- with two registered sureties of Rs. 2,000/- each, of which one must be an advocate. The bond furnished shall be subject to the satisfaction of the Ld. A.C.J.M. Uluberia with condition that the accused persons shall not tamper the evidence or influence the witnesses and shall meet the I.O once a week till completion of the investigation.

Thus the Criminal Misc. Case no. 603/2022 is disposed of.

Return C.D and LCR.

Let a copy of this order be sent to the Ld. ACJM, Uluberia.

Dictated and corrected by me.

Sd/-
Additional Sessions Judge,
1st Court, Uluberia, Howrah.
In-charge
(JO Code : WB 01300)

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