

Criminal Misc. Case - 1776 of 2023

C.N.R. No. WBJP01-003913-2023

J.O. Code - WB00677

Order No. 03, dated - 29.09.2023,

The application under Section 439 of the Cr.P.C. filed by the accused-petitioners namely 1) Neha Singha, 2) Meena Singha and 3) Laxmi Das, praying for bail in connection with G.R. case No.4018/2023 arising out of Kotwali P.S. case No.568/2023 dated 31.07.2023 under Secs.306/34 of I.P.C., is taken up for hearing.

Learned Advocate for the accused-petitioners submits that no bail application filed by the accused-petitioners is either rejected or pending by or before any upper forum including Hon'ble High Court, Calcutta in connection with the instant case.

The bail application filed before this court by the accused-petitioners also reflect the same and the Ld. P.P concedes to such facts.

Heard both sides.

I have gone through the F.I.R. of this case and nature of allegation made in such F.I.R.

Though in mid-part of F.I.R. one allegation has been made that the present accused-petitioners left the son of the defacto complainant, Sumanta in senseless condition after severe assault in the house of the defacto complainant but C.D. does not corroborate any such incident of assault on 13.06.2023. The present petitioners are in custody since 08.09.2023.

Though death of suicide is of a sad incident, but considering the nature of allegation made in the F.I.R. and considering the materials in C.D. and also considering the fact that the present petitioners are in custody since 08.09.2023 i.e. for about 20 days now, in my view, their further detention would not serve any purpose in further investigation of this case and it would be appropriate to enlarge the accused-petitioners on bail now.

Hence, the prayer for bail under Sec.439 Cr.P.C. is allowed.

Accordingly, the accused-petitioners 1) Neha Singha, 2) Meena Singha and 3) Laxmi Das may find a bail on furnishing bond of Rs.5,000/- each with two registered sureties of Rs.2500/- each subject to the satisfaction of the Ld. C.J.M., Jalpaiguri.

Let a copy of this order along with L.C.R be sent to the learned C.J.M, Jalpaiguri for information and taking necessary action.

C.D. be returned.

Thus, the Criminal Misc. case is disposed of.

Dictated & corrected by me,

**Sessions Judge, Jalpaiguri
In-charge**

**Sessions Judge, Jalpaiguri
In-charge**