

Sessions Serial No. 142 -- 2022

10/ 06.06.2024

Record is put up by petition.

A bail petition is filed on behalf of accused Rakib Sk along with fresh vokalatnama.

Copy served.

Heard both sides.

Ld. Advocate for the accused person submits that prior to commitment the accused was on bail but subsequently after commitment due to miscommunication the accused failed to appear before this court for which W.A was issued against him on the basis of which the accused was arrested and he is in custody since 10.03.24. He also submits that no bail petition of the present accused persons is pending or rejected before any higher forum and considering the period of detention the accused may be released on bail.

Ld. P.P. left the matter at the consideration of the court.

From the record it appears that the accused has misused the liberty of bail. However taking into account the period of detention I think that the accused has realized the consequence of the misuse of bail.

Accordingly bail prayer is allowed.

The accused Rakib Sk may find bail of Rs.3000/- with two sureties of Rs.1500/- other than the previous sureties subject to satisfaction of Ld. A.C.J.M. Lalbagh.

In terms of the direction of the Hon'ble Apex Court in its true spirit in SMWP (CRIMINAL) No.4 of 2021 dated 31.01.13 communicated vide Memo No. 1865(53)/HCGF SRWS 03.05.2023, vide email on 04.05.2023, let a soft copy of this Order be sent to the Superintendent, Sub-Correctional Home, Lalbagh, Murshidabad in supdtcswb.lbg-wb@gov.in and Secretary, DLSA, Murshidabad, in dlsa.msd@gmail.com through email for abundant precaution.

To date i.e. 14.06.24 for appearance if the accused bail.

Let a copy of this order be sent to the Ld. A.C.J.M, Lalbagh information and necessary action.

Dictd. & Cortd.
by me.

A. S. J.

Additional Sessions Judge,
Lalbagh, Murshidabad