

Party Name : TAJ UDDIN BARBHUIYA & ANR Vs THE STATE OF TRIPURA

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HONBLE THE CHIEF JUSTICE DEEPAK GUPTA

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This is an application for grant of anticipatory bail filed by the applicants, (Taj Uddin Barbhuiya and Anamul Haque Laskar) in respect of FIR No.143 of 2011 registered with Police Station Dharmanagar under Sections 420/406/34 IPC.

The allegations against the applicants are that the applicants being the Directors of Silver Stripe Marketing Ltd. had cheated the complainant and other persons out of huge amounts of money. The case of the applicants is that they had left the company much before the complaint was filed.

This Court is not going into the merits of the case. The FIR was lodged in the year 2011 and even the police virtually made no attempt to arrest the applicants for almost 4(four) years. Pursuant to the orders passed by this Court the applicants are co-operating with the Investigating Agency.

In view of these developments, I am of the clear cut view that this is a fit case where anticipatory bail should be granted and accordingly, it is directed that in the event of their arrest, the applicants (Taj Uddin Barbhuiya and Anamul Haque Laskar) shall be enlarged on bail on their furnishing a bail bond in the sum of Rs.10,000/- (Rupees ten thousand) each with one surety in the like amount to the satisfaction of the Arresting Officer subject to the following terms and conditions:-

(i) The applicants will appear before the Investigating Officer on the first Saturday of every month started from the month of July, 2015. In case for any reason they cannot appear on any Saturday they should inform the Investigating Officer well in advance and the Investigating Officer shall be at liberty to fix some other Saturday for their appearance in that regard.

(ii) The applicants are directed not to tamper with or in any manner influence the prosecution witnesses;

(iii) The applicants are further directed not to in any manner try to influence any of the prosecution witnesses;

(iv) The applicants are further directed not to cause any hindrance in the investigation;

(v) In case the accused-petitioners are even remotely involved in any other case of violence or in trying to influence the prosecution evidence, the State shall be at liberty to approach this Court for cancellation of bail.

Application is disposed of.

On the applicants filing application for supply of the copy on payment of appropriate fees, the copy of the same shall be supplied to them by tomorrow.

Copy of this order be also supplied to the learned Addl. P.P for doing needful by tomorrow.