

**Calcutta High Court
In the Circuit Bench at Jalpaiguri**

19.08.2019.
156.
as
(Allowed).

C.R.M. 595 of 2019

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 22.07.2019 in connection with Kurseong P. S. Case No.206 of 2018 dated 15.12.2018 under Sections 341/325/506/34 of the Indian Penal Code read with Sections 25 and 27 of the Arms Act.

In the matter of : Ram Prasad Waiba.

... Petitioner.

Mr. Y. J. Dastoor,
Mr. Anand Bhandari,
Mr. Urgen Lama,
Mr. Pantu Rai.

...for the Petitioner.

Mr. Nilay Chakraborty,
Mr. Abhijit Sarkar.

.....for the State.

Heard the learned Advocates appearing for the parties.

Pursuant to the earlier order dated 26.7.2019, investigating officer is personally present in Court today. His presence is noted and dispensed with.

Having considered the materials on record and bearing in mind the extent of complicity of the petitioner in the alleged crime, we are inclined in granting anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest the petitioner viz., Ram Prasad Waiba shall be released on bail upon furnishing a bond of Rs.10,000/- with two sureties of like amount each, to the satisfaction of the arresting officer and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioner shall appear before the trial court and pray for regular bail within four weeks from date.

This application for anticipatory bail is, thus, disposed of.

(Manojit Mandal,J.)

(Joymalya Bagchi, J.)