

**CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI**

20.08.2019
tkm/ct 1
sl no. 20

C.R.M. 633 of 2019

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure filed on 25.7.2019 in connection with Mal P.S case no. 17 of 2019 dated 17.1.2019 under sections 363/365/120B/34 of the Indian Penal Code adding section 376 of the IPC

Allowed

In Re : Dulu Hossain petitioner

Mr. S. Dutta

..... for the petitioner

Mr. Aditi Sankar Chakraborty

Mr. S. Ganguly

..... for the State

Heard the learned advocates appearing for the respective parties.

Having considered the materials on record and bearing in mind the extent of complicity of the petitioner in the alleged crime and as the victim has already been recovered and principal accused is on regular bail, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs. 10,000/- with two sureties of like amount, to the satisfaction of the Arresting Officer and also subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure, 1973 and that the petitioner shall appear before the court below and pray for regular bail within four weeks from date.

The application being CRM 633 of 2019 is disposed of.

(Manojit Mandal, J.)

(Joymalya Bagchi, J.)