

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

28.08.2019.
19.
as
(Allowed).

C.R.M. 712 of 2019

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 19.08.2019 in connection with Dhupguri P. S. Case No.112 of 2019 dated 03.04.2019 under Sections 406/409/420/34 of the Indian Penal Code.

In the matter of : Ramannath Roy & Ors.

... Petitioners.

Mr. Arup Ratan Choudhury.

...for the Petitioners.

Mr. Arun Kr. Sarkar,
Mr. Saikat Chatterjee.

.....for the State.

Heard the learned Advocates appearing for the parties.

I.O. is personally present. His presence is noted and dispensed with.

Report is placed on record wherefrom it appears that the misappropriated sum has been deposited although after registration of first information report.

In view of the aforesaid fact and bearing in mind the nature of allegations, we are of the opinion that custodial interrogation of the petitioners for progress of investigation is not necessary and they may be granted anticipatory bail.

Accordingly, we direct that in the event of arrest the petitioners viz., Sri Ramanath Roy, Sri Anup Kuma Roy and Sri Pradip Kumar Roy shall be released on bail upon furnishing a bond of Rs.10,000/- each 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 condition that the petitioners 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.)