

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

28.08.2019
tkm/ct 28
sl no. 38

C.R.M. 766 of 2019

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure filed on 26.8.2019 in connection with Dhupguri P.S case no. 229 of 2019 dated 23.6.2019 under sections 417/376 of the IPC

And

Allowed

In Re : Bablu Mandal petitioner

Mr. D. Kundu

..... for the petitioner

Mr. Tapan Bhattacharjee

Mr. B. Roy

..... for the State

Having considered the materials in the case diary and bearing in mind the nature of allegations in the light of the submission that the victim was a major lady at the time cohabitation and was aware of the consequences thereof, 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 each, 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 on further condition that the petitioner shall meet the investigating officer once in a week while on bail until further orders and that the petitioner shall appear before the court below and pray for regular bail within four weeks from date.

The application being CRM 766 of 2019 is disposed of.

(Manojit Mandal, J.)

(Joymalya Bagchi, J.)