

21.09.2020

Item no. 47

Court No.16

CHC

Allowed

**C.R.M. No.2866 of 2020
C.R.A.N.1 of 2020 (Old No. C.R.A.N.3172 of 2020)
(Via Video Conference)**

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Tehatta Police Station Case No. 105 of 2020 dated 04.03.2020 under Sections 363/365/376(3)/34 of the Indian Penal Code and under Section 6 of POCSO Act.

And

In the matter of:-

Jiban Mallick @ Jiban Krishna & ors.

... Petitioners

Ms. Karabi Roy

.. for the petitioners

Mr. Neguive Ahmed, Ld. A.P.P.

..for the State

The petitioners undertake to affirm and stamp the petition/application as per Rules within one month of resumption of normal functioning of the Court. Subject to such undertaking, the application is taken up for hearing through video conference.

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

Accordingly, we direct that in the event of arrest, the petitioners be released on bail upon furnishing a bond of

Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of like amount each, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

The application for anticipatory bail and connected application, are, thus, disposed of.

(Kausik Chanda, J.)

(Joymalya Bagchi, J.)