

CRM 7816 of 2020
With
IA No. CRAN/1/2020

In Re: An application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure filed on 30.09.2020 in connection with Rajganj Police Station Case No. 80 of 2020 dated 02.07.2020 under Sections 341/326/307/506/333/186/353 of the Indian Penal Code. (G. R. Case No. 2699 of 2020)

Sudhay Dey @ Sudhu Dey
Vs.
The State of W. B.

Mr. Jaydeep Kanta Bhowmik
.....For the Petitioner

Mr. Tapan Bhattacharya
Mr. Ujjal Lucksom
.....For the State

The learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case.

The learned counsel for the State opposes the prayer for anticipatory bail.

Considering the materials on record and the injury report forming part of the case diary and the nature of allegations and the extent of complicity of the petitioner in the alleged offence, we are of the view that custodial interrogation of the petitioner may not be necessary.

Under such circumstances the anticipatory bail is allowed.

Accordingly, we direct that in the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees ten thousand only), with two sureties of like

amount each, one of whom must be local, 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 the petitioner shall meet with the Investigating Officer once a week and shall not leave the jurisdiction of Rajganj Police Station without the permission of the I. O. or the jurisdictional court.

The trial court is directed to take necessary steps to consider the issue of framing of charges at the earliest and in the event the charge is framed, the trial court is directed to conclude the trial as expeditiously as possible within one year without granting any unnecessary adjournment to either of the parties.

The application for anticipatory bail is, thus, allowed.

In the event he fails to comply with the conditions as enshrined hereinabove, the trial court shall be at liberty to cancel his bail automatically without reference to this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all formalities.

(Aniruddha Roy, J.)

(Soumen Sen, J.)