

46 20.11.2020
rkd Ct. No.03
(Allowed)

**C.R.M. 9071 of 2020
(Through Video Conference)**

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Sabang** P.S. Case No. **195 of 2020** dated **26/08/2020** under Section **448/323/325/376/379/427/34** of the Indian Penal Code.

And

In the matter of: Rabi Gayen @ Rabindra Nath Gayen & Ors.
....petitioners.

Mr. P. Paul
...for the petitioners.

Ms. S. Das
...for the defacto complainant.

Mr. N. P. Agarwala,
Ms. S. Patel
...for the State.

Having considered the materials on record and bearing in mind the fact civil disputes are pending between the parties and as the possibility of their false implication owing to prior enmity cannot be wholly ruled out, we are inclined to grant anticipatory bail to the petitioners.

In the event of arrest, the petitioners 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 also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

The application for anticipatory bail is, thus, disposed of.

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)