

27.11.2020

BP/BR
Sl. 37

CRM 9427 of 2020

(Via Video Conference)

In re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 in connection with Kotwali Police Station Case No. 727 of 2019 dated 19.10.2019 under Sections 406/420 of the Indian Penal Code.

In the matter of : Sheela Das @ Roy.....petitioner

Mr. Arnab Saha
..for the petitioner.

Mr. Tapan Bhattacharya
..for the State.

The petitioner undertakes to appropriately stamp the petition as per the Rules within one month of resumption of normal functioning of the court. The petition is taken up through video conference on the basis of such undertaking.

It is submitted by the learned advocate for the petitioner that the petitioner is innocent one and she has been falsely implicated in the present case. The principal accused/husband was in jail. Nothing was recovered from the petitioner.

Learned advocate for the State opposes the prayer for anticipatory bail and submits that some

considerable amount was given to the petitioner on false promise that the person would be offered job to the said University.

Considering the submissions as advanced by the learned advocates for the parties and after perusing the record, in our considered view, since nothing was recovered from the petitioner, therefore, the custodial interrogation of the petitioner is not required. The application for anticipatory bail should be allowed.

Accordingly, we allow the prayer for anticipatory bail.

In the event of arrest, the petitioner shall be released on bail upon furnishing bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of like amount each, to the satisfaction of the arresting officer of the case.

The aforesaid order shall be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

The application for anticipatory bail being C.R.M. 9427 of 2020 is disposed of.

(Samapti Chatterjee, J.)

(Kausik Chanda, J.)

