

14/12/2020
Item No.146 DL
S.DE/AD
(Allowed)

C.R.M. 10309 of 2020

In Re : An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Dinhata P.S. Case No. 404 of 2020 dated 21.10.2020 under Sections 341/325/307/379/34 of the Indian Penal Code.

And

In the matter of : Abir Ghosh.

...Petitioner.

Mr. Hillol Saha Poddar ...for the Petitioner.

Mr. Aditi Shankar Chakraborty
Mr. Biswarup Roy ...for the State.

Statements of the witnesses shows that the petitioner is not the principal accused. Co-accused similarly circumstanced with the petitioner has been enlarged on bail.

In view of the nature of allegations and the extent of complicity of the petitioner in the alleged crime and as the co-accused has been granted anticipatory bail, we are inclined to give the same privilege to the petitioner in the instant case also.

Under such circumstances, 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/-(Rupees Ten Thousand only) 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.

The application for anticipatory bail is thus disposed of.

Urgent Photostat Certified copy of this order, if applied for, be supplied expeditiously after complying with all necessary legal formalities.

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)