

23.12.2020
Sl. No.98
akd
[ALLOWED]

C. R. M. 10596 of 2020 [via video conferencing]

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 14.12.2020 in connection with Burwan Police Station Case No. 278 of 2020 dated 22.09.2020 under Sections 306/34 of the Indian Penal Code.

And

In Re: ***Nurejamal Seikh & Anr.***

... .. Petitioners

Mr. Manas Kumar Das .. Advocate

... .. for the petitioners

Mr. S. S. Imam .. Advocate

Mr. S. Kundu .. Advocate

... .. for the State

It is submitted on behalf of the petitioners that co-accused persons have been granted pre-arrest bail.

Learned advocate appearing for the State opposes the prayer for anticipatory bail.

Keeping in mind the extent of complicity of the petitioners in the alleged crime and as co-accused persons have been granted pre-arrest bail and as petitioners stand on the same footing with the co-accuseds, we are inclined to extend the same privilege to the petitioners also.

Accordingly, we direct that in the event of arrest, the accused/petitioners, namely ***(1) Nurejamal Seikh & (2) Mamtaj Bibi***, 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, 1973.

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

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)

