

03.01.2020
tkm/ct 28
sl no. 60

C.R.M. 12477 of 2019

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure filed on 24.12.2019 in connection with Sitalkuchi P.S case no. 213 of 2019 dated 9.9.2019 under sections 341/325/307/427/379/34 of the IPC
and

Allowed

In Re : Ashutosh Barman petitioner

Mr. H Saha Podde

..... for the petitioner

Ms. F Hossain

Ms. Baisali Basu

..... for the State

Heard the learned advocates appearing for the respective parties.

It is submitted on behalf of the petitioner that she has been falsely implicated in the instant case due to political rivalry. Investigation is complete.

Learned lawyer for the State opposes the prayer for anticipatory bail and submits that the victim was assaulted and hospitalized.

We have considered the materials on record including the statement of the witnesses. Allegations against the petitioner are general and omnibus and investigation is complete.

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/- 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 and shall appear before the court below and pray for regular bail within four weeks from date.

The application being CRM 12477 of 2019 is disposed of.

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)