

CRM 1064 of 2021

Allowed

In Re: - An application for anticipatory bail under Section 438 of
the Code of Criminal Procedure;

And

In Re: Sashanka Adhikary & Anr.

Petitioners

Mr. K. Mukherjee
Mr. Anurag Sardar

For the Petitioners

Mr. S. G. Mukherjee, Ld. P. P.
Ms. Faria Hossain
Mr. Aniket Mitra

For the State

Apprehending arrest the petitioners have filed the instant
application praying for anticipatory bail.

It is submitted by the learned advocate for the petitioners
that they were falsely implicated in this case due to political
vendetta.

No overt act is attributed to the petitioners.

Learned Public Prosecutor has opposed the prayer for
bail.

We have perused the case diary carefully, specially the
statement of a witness recorded under Section 164 of the Code of
Criminal Procedure. The names of the petitioners do not appear
in such statement under Section 164 of the Code.

Under such conspectus we are inclined to grant the
benefit of Section 438 of the Code of Criminal Procedure to the

petitioners. As such, the prayer for anticipatory bail of the petitioners is allowed.

Accordingly, we direct that in the event of arrest the petitioners, namely, **Sashanka Adhikary and Tapan Mondal**, shall be released on bail upon furnishing a bond of Rs. 10,000/- each with two sureties of like amount each, one of whom must be local, to the satisfaction of the Arresting Officer and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

The application for anticipatory bail, being C.R.M. 1064 of 2021 is, thus, disposed of.

All parties shall act on the server copies of this order duly downloaded from the official website of this Court.

(Bibek Chaudhuri, J.)

(Tapabrata Chakraborty, J.)