

02.02.2021
Item No.95
Ct.No.28
Subha
Allowed

C.R.M. 1160 of 2020
(Via Video Conference)

In Re : An Application for anticipatory bail under Section 438
of the Code of Criminal Procedure.

And

In the matter of : Parimal Majumder
.. Petitioners.

Mr. Sourav Chatterjee
Mr. Ayan Chakraborty
Mr. H. R. Singh
... For the Petitioner.

Mr. Saibal Bapuli, Id.APP
Ms. Sayanti Santra
... For the State.

Mr. Arindam Sen
....Intervenor.

Apprehending arrest in connection with Barasat
Police Station Case No. 703 of 2019 dated 20.12.2019 under
Sections 420/406 of the Indian Penal Code, the present
application has been filed.

Mr. Chatterjee, learned advocate appearing for the
petitioner submits that there has been an amicable
settlement between the present petitioner and the de facto
complainant, Md. Farooq uddin.

Mr. Bapuli, learned advocate for the State produces the case diary and draws the attention of this court to page 160 of the case diary wherefrom it reflects that an application has been filed before the learned Chief Judicial Magistrate, Barasat, North 24 Parganas along with an affidavit wherein it is expressed that the dispute has been amicably settled.

In view of the fact that the offences so alleged under Section 420/406 of the Indian Penal Code which is compoundable in nature, we are of the opinion that the custodial detention of the petitioner is not at all necessary.

Accordingly, we allow the application for anticipatory bail and 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, 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 CRM 1160 of 2020 is, thus, disposed of.

(Tirthankar Ghosh, J.)

(Tapabrata Chakraborty, J.)