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19-05-2021

Court 28

**C.R.M. 1396 of 2021
(Via Video Conference)**

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Chapra Police Station Case No. 232 of 2020 dated 03.07.2020 under sections 341/325/326/307/34 of the Indian Penal Code and Sections 3/4 of the E.S. Act.

Safi Sk.

Versus

State of West Bengal

Allowed

Mr. Prabir Majumder, Adv.

...for the petitioner.

Mr. Saibal Bapuli, Adv.

Mr. Samik Ganguly, Adv.

...for the State.

Statement of the victim is placed before us.

Bearing in mind the extent of complicity of the petitioner in the alleged crime in the light of the aforesaid statement, we are of the opinion that custodial interrogation of the petitioner for progress of investigation is not necessary and he may be granted anticipatory bail.

The learned Counsel for the petitioner has drawn our attention to two orders passed by the coordinate Benches in CRM No. 6010 of 2020 dated 4th December, 2020 and CRM No. 11299 of 2020 dated 31st December, 2020 where persons similarly placed as that of the petitioner/s in those cases have been granted anticipatory bail by the coordinate Benches.

Accordingly, we direct that in the event of arrest, the petitioner, namely, Safi Sk. shall be released on anticipatory 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 is allowed.

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

(Suvra Ghosh, J.)

(Soumen Sen, J.)