

18. 08.10.2021

Ct.32

Tanmoy

Allowed

C.R.M. 1711 of 2021

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on **10/02/2021** in connection with **Excise Case** vide S.I's Sl. **No. 155/20-21** dated **31/10/2020** arising out of Excise Mayureswar Excise Circle, Kotasur, Mayureswar, Birbhum under Section **78(2)** of the Bengal Excise Act, 1909. (C.R. No. 414 of 2020).

And

In the matter of: - **Sujoy Bagdi**

...petitioner.

Mr. Rajendra Banerjee

...for the petitioner.

Mr. Sanjoy Bardhan,
Ms. Manisha Sharma

...for the State.

Read order dated September 24, 2021.

In terms of the aforesaid order, the Officer-in-Charge of Excise, Mayureswar Circle, Birbhum, has filed a report wherefrom it appears that the petitioner has co-operated with the Investigating Officer and charge-sheet has been submitted. Let the report be kept with the records.

In view of the aforesaid and on an overall assessment of the nature of the allegations, we are of the view that immediate custodial interrogation of the petitioner is not necessary.

Accordingly, in the event of arrest, the petitioner, *viz.*, **Sujoy Bagdi** shall be released on bail upon furnishing a bond of Rs.10,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of the arresting officer and shall abide by the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

And on further condition that the petitioner shall meet the Officer-in-Charge of the concerned Police station once in every fortnight until further orders.

In case the petitioner fails to adhere to any of the conditions mentioned in Section 438(2) of the Code, the learned Court below shall be entitled to cancel the anticipatory bail without further reference to this Court.

The application for anticipatory bail being C.R.M. 1711 of 2021 is, accordingly, disposed of.

All parties shall act in terms of server copy of this order downloaded from the official website of this Court.

(Bivas Pattanayak, J.)

(Arijit Banerjee, J.)