

05.10.2021

49

Ct. No. 29

sdas

Allowed

**C.R.M. 3937 of 2021
(via video conference)**

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Dubrajpur Police Station Case No. 17 of 2021 dated 15.01.2021 under Section 392 of the Indian Penal Code adding Sections 395/412 of the Indian Penal Code.

And

In Re : Sk. Yamuddin @ Sk. Totan petitioner

Mr. Kunal Ganguly

.....for the petitioner

Mr. S. G. Mukherjee, learned P.P.

Ms. Faria Hossain

Mr. Aniket Mitra

.....for the State

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that two other co-accused persons were granted bail by the jurisdictional court. He also submits that since the police submitted charge-sheet custodial interrogation of the petitioner is not required.

Learned advocate appearing for the State draws the attention of the Court to the case diary.

Considering the materials in the case diary and considering the fact that police submitted charge-sheet and the fact that two other co-accused persons were granted bail by the

jurisdictional court, 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/- (Rupees Ten Thousand Only), with two sureties of like amount each, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further conditions that the petitioner shall appear before the jurisdictional court on every date fixed for trial and pray for regular bail within a period of four weeks from date.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Ananda Kumar Mukherjee, J.)