

13.12.2021
Serial no. 57
Dd

(Through Video Conference)

CRM 4442 of 2021

In re : An Application for **anticipatory bail** under Section **438** of the Code of Criminal Procedure in connection with **Tarakeshwar** Police Station Case No. **96** of **2021** dated **02.05.2021** under Sections **447/ 323/ 326/ 307/ 379/ 506/34** of the Indian Penal Code.

-And-

In the matter of : **Milan Prasad**

... Petitioner

Mr. Angshuman Chakraborty, Advocate
... .. For the Petitioner

Mr. Prasun Kumar Dutta, Id. APP
Mr. Subrato Roy, Advocates
... ..For the State

Learned advocate for the petitioner submits that petitioner was falsely implicated due to political rivalry. Co-accused has been granted pre-arrest bail.

Learned advocate for the State opposes the prayer for anticipatory bail.

Considering the materials on record and as co-accused was granted pre-arrest bail, 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 condition 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**.

(Joymalya Bagchi, J.)

(Bivas Pattanayak, J.)