

16.12.2021
tkm/ct 28
sl no. 79

C.R.M. 6402 of 2021

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Gazole P.S case no. 340 of 2021 dated 23.4.2021 under sections 448/376/511 of the Indian Penal Code

And

Allowed

In Re : Sukumar Mandal

..... petitioner

Mr. K Biswas

..... for the petitioner

Mr. S G Mukherjee, Id PP

Ms. Ayantika Roy

..... for the State

It is submitted on behalf of the petitioner that there was a land dispute between the parties.

Learned lawyer for the State opposes the payer for anticipatory bail.

Having considered the materials in the case diary and bearing in mind the nature of allegations in the light of the submission that there was pre-existing enmity and as false implication of the petitioner on such ground cannot be wholly ruled out, 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/- 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.

Petitioner shall appear before the court below and pray for regular bail within four weeks from date.

The application being CRM 6402 of 2021 is disposed of.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)