

17.12.2021.
119.
as
(Allowed).

C.R.M. 8254 of 2021

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Harishchandrapur P. S. Case No.673 of 2019 dated 19.09.2019 under Sections 143/342/186/332/353/323/324/307/427/34 of the Indian Penal Code and Section 3 of Prevention of Damage to Public Property Act.

In the matter of : Moon @ Golam Rasul.

... Petitioner.

Mr. Arup Sarkar.

...for the Petitioner.

Mr. Saibal Bapuli, Id. A.P.P.,
Mr. Arani Bhattacharyya.

.....for the State.

Heard the learned Advocates appearing for the parties.

It is submitted on behalf of the petitioner that he has been falsely implicated in the instant case. Co-accuseds have been granted anticipatory bail.

Learned Advocate appearing for the State opposes the prayer for anticipatory bail and produces the Case Diary.

We have considered the materials on record. Keeping in mind the extent of complicity of the petitioner in the alleged crime and as co-accuseds have been granted pre-arrest bail, we are inclined to extend the same privilege to the petitioner also.

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 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 trial court and pray for regular bail within a period of four weeks from date.

This application for anticipatory bail is, thus, disposed of.

(Bivas Pattanayak,J.)

(Joymalya Bagchi, J.)