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10.02.2021
p.b./rrc

CIRCUIT BENCH OF CALCUTTA HIGH COURT AT JALPAIGURI

C.R.M. 194 of 2021

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Pundibari Police Station Case No. 430 of 2020 dated 27.10.2020 under Sections 304/323/354/506/34 of the Indian Penal Code.

In the matter of : **Niranjan Acharjee @ Nilu**
... **petitioner**

Mr. Sabyasachi Banerjee
Mr. Arijit Chowdhury
Mr. Nazrul Alam Sarkar
Mr. Kallol Nag

.....For the petitioner

Mr. Nilay Chakraborty
Ms. Namrata Das

.....For the State

The investigating officer is present in Court today.

Considering the post mortem report with regard to the deceased which records that the cause of death is due to natural causes and considering the nature of allegations levelled against the petitioner, we are of the view that the petitioner is not required to be detained for custodial interrogation.

Accordingly, in the event the petitioner is arrested, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- with two sureties each of like amount to the satisfaction of the arresting officer. The petitioner shall be subject to Section 438(2) of the Code of Criminal Procedure and make himself available for questioning before the concerned police station as and when the petitioner is required to do so and upon prior intimation.

CRM 194 of 2021 is allowed and disposed of in terms of the above.

(Md. Nizamuddin, J.)

(Moushumi Bhattacharya, J.)