

16.12.2021
SL No.59
Court No.1
(gc)

***Circuit Bench of Calcutta High Court
At Jalpaiguri***

**CRM 413 of 2021
(Via video Conference)**

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure filed in connection with Tufanganj Police Station Case No.396 of 2020 dated 19.09.2020 under Sections 406/420 of the Indian Penal Code, 1860.

And

In the matter of : **Kumar Nirendra Narayan @ Niren Naryan**
- Petitioner.

Mr. Hillol Saha Podder,
... For the Petitioner.

Mr. Ujjwal Luksom,
Mr. Biswarup Roy,
... For the State

We have heard the learned Counsel for the parties and the learned Counsel for the petitioner submits that no written document could be produced before the Investigating Officer. However, the fact remains that the petitioner met the I.O. pursuant to the notice issued under Section 41(a) of the Cr.P.C.

Considering the nature of the dispute and complicity of the alleged offence, we feel that custodial interrogation of the petitioner is not required, we are inclined to grant anticipatory bail to the petitioner. The prayer for anticipatory bail is, accordingly, allowed.

Accordingly, we direct that in the event of arrest the petitioner, namely, **Kumar Nirendra Narayan @ Niren Naryan**,

shall be released on bail upon furnishing a bond of Rs.1,00,000/-, (rupees one lakh), with two sureties of like amount each, one of whom must be local, 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.

It is further directed that the petitioner shall meet the I.O. of the case once a week until further order.

The application for anticipatory bail, being CRM No.413 of 2021 is, thus, disposed of.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Biswajit Basu, J.)

(Soumen Sen, J.)