

24.12.2021  
SL No.8  
Court No.1  
AJ/SM

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

**CRM 1267 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 Samuktala Police Station Case No.299 of 2019 dated 29.10.2019 under Sections 306/34 of the Indian Penal Code, 1860.

And

In the matter of : **Pinku Dey & Ors.**

... .petitioners.

Mr. Hillol Saha Podder.

... For the Petitioners.

Mr. Sourav Ganguly,

Ms. Namrata Das.

... For the State.

In view of the fact that the petitioners stand on the same footing as that of Harekrishna Dey & Anr., whose application for anticipatory bail was disposed of on 20<sup>th</sup> February, 2020 in CRM 201 of 2020 by passing such directions, we dispose of this application with the same direction.

- i) The petitioners shall not be arrested for a period of three weeks from date on condition that they will immediately surrender before the learned Additional Chief Judicial Magistrate-I, Alipurduar.
- ii) The petitioners will be at liberty to apply for regular bail before the appropriate Court and if such an application is made, the same shall be decided in accordance with

law without being influenced by any observation made in this order as expeditiously as possible.

The application for anticipatory bail, being CRM No.1267 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.)**