

27.01.2022

23

Ct. No. 29

**KAUSHIK**

Allowed

**C.R.M.(A) 242 of 2022  
(through Video conference)**

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No. **1379** of **2021** dated **11.12.2021** under Sections 306/34 of the Indian Penal Code, 1860.

And

In Re : Md. Rafikul Sk.

..... petitioner

Mr. Mrityunjoy Chatterjee

....for the petitioner

Mr. Arijit Ganguly

Mr. Sanjib Daan

....for the State

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that, the petitioner is in no way connected with the incident.

Learned advocate appearing for the State draws the attention of the Court to the statement recorded under Section 161 of the Criminal Procedure (Cr.P.C.).

It appears that Ahammad sk. is sought to be implicated from the 161 Cr. P. C. statement of Jiyaul Sk. Since the petitioner is not named in such statement, we 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 and on further condition that the petitioner shall meet the Investigating Officer once a month till the conclusion of the investigation and on condition that the petitioner shall appear before the jurisdictional court on every date fixed and pray for regular bail within a period of four weeks from date.

This application for anticipatory bail is, thus, allowed.

**(Debangsu Basak, J.)**

**(Bibhas Ranjan De, J.)**