

CRM (A) 940 of 2022

In re : An Application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 21.02.2022 in connection with Nalhati Police Station Case No. 80 of 2022 dated 05.02.22 under Sections 376(1)/417 of the Indian Penal Code.

-And-

In the matter of : **Kundan Kumar @ Kundam Kumar**
... ..**Petitioner**

Mr. Bitasok Banerjee, Advocate

... .. For the Petitioner

Mr. Joydeep Roy, Advocate

Ms. Sujata Das, Advocate

... .. For the State

Petitioner seeks anticipatory bail.

Considering the statement of the de facto complainant recorded under Section 164 of the Code of Criminal Procedure where she admits a relationship between herself and the petitioner and considering the gravity of the offence and the involvement of the petitioner therein, we are inclined to 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/- (Rupees Ten Thousand Only), 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 with a further condition that the petitioner will report before the Investigating Officer once in a fortnight till the conclusion of the investigation and on further condition that petitioner shall appear before the Court below and pray for regular bail within four weeks from date.

The prayer for anticipatory bail is allowed.

CRM (A) 940 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)