

03.03.2022

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Ct. No. 29

**KAUSHIK**

Allowed

**C.R.M.(A) 1055 of 2022**

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Burdwan** Police Station Case No. **46** of **2022** dated **12.01.2022** under Sections 341/325/379/506/306/34 of the Indian Penal Code.

And

In Re : Madhu Sharma

..... petitioner

Mr. Uday Sankar Chattopadhyay

Mr. Suman Sankar Chattopadhyay

Mr. Santanu Maji

Mr. Debdipto Banerjee

Ms. Trisha Rakshit

....for the petitioner

Mr. Joydeep Roy

Ms. Sujata Das

....for the State

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that, the petitioner was falsely implicated. The incident is due to a love relationship turning sour.

Learned advocate appearing for the State draws the attention of the Court to the statement recorded under Section 161 of the Code of Criminal Procedure (Cr.P.C.). He submits that, the motor cycle belonging to the deceased was recovered from a place in front of the house belonging to the petitioner.

Considering the gravity of the offence and the involvement of the petitioner therein and considering the materials in the case diary, 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 cooperate with the Investigating Officer 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.)**