

14.03.2022

Sl. 16
Court No.29
sourav
(Allowed)

C.R.M. (A) 1202 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on **08.03.2022** in connection with **Itahar** P. S. Case No. **458** of **2021** dated **28.07.2021** under Sections **376/511/498A/325/307** of the Indian Penal Code.

And

In the matter of: **Md. Namij @ Namijuddin**

....petitioner.

Mr. Kaushik Choudhury
Ms. Busra Khatun

...for the petitioner.

Mr. Debobrata Chatterjee
Ms. Manisha Sharma

...for the State.

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that all other co-accused are on bail. The police filed charge-sheet and, therefore, further detention of the petitioner is not required.

Learned advocate appearing for the State submits that the principal allegation of attempt to rape is as against the petitioner. The petitioner is the father-in-law of the defacto complainant.

Considering the gravity of the offence and the involvement of the petitioner therein and considering the fact that the police filed charge-sheet, 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 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 appear before the jurisdictional court and pray for regular bail within four weeks from date and on further conditions the petitioner shall appear before the court below on every date

fixed for hearing.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 1202 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)

