

14.03.2022

Sl. 18
Court No.29
sourav
(Allowed)

C.R.M. (A) 1204 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on **09.03.2022** in connection with **Baishnabnagar** P. S. Case No. **403** of **2021** dated **13.08.2021** under Sections **436/34** of the Indian Penal Code.

And

In the matter of: **Sultan Sk**

....petitioner.

Mr. Tapan Datta Gupta

Mr. Parvej Anam

...for the petitioner.

Mr. Abhra Mukherjee

Mr. Dipankar Mahata

...for the State.

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that one co-accused was granted anticipatory bail by this Court while the other co-accused were granted bail by the jurisdictional court.

Learned advocate appearing for the State draws the attention of the Court to the statement of the witness recorded under Section 161 of the Criminal Procedure Code and to the seizure list.

In response to a query of the Court, learned advocate for the State submits that the police filed charge-sheet.

Considering the fact that the police filed charge-sheet and considering the fact that two other co-accused are either on bail or anticipatory bail, 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) 1204 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)

