

14.03.2022

Sl. 21
Court No.29
sourav
(Allowed)

C.R.M. (A) 1207 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 **Nakashipara** P. S. Case No. **20** of **2022** dated **06.01.2022** under Sections **406/420/506/34** of the Indian Penal Code.

And

In the matter of: **Sangita Pal & Anr.**

....petitioners.

Mr. Koustav Bagchi
Mr. Amanul Islam
Mr. Sourav Mukherjee
Mr. Debayan Ghosh

...for the petitioners.

Mr. Binay Panda
Mr. Subham Bhakat

...for the State.

Petitioners seek anticipatory bail.

Learned advocate appearing for the petitioners submits that petitioners were falsely implicated. Accounts between the private parties are required to be taken to arrive at the liability, if any, of the petitioner.

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

Considering the fact that the element of civil dispute between the private parties cannot be discounted and considering the fact that account between the private parties are required to be taken and considering the gravity of the offence and the involvement of the petitioners therein, we grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest, the petitioners shall be released on bail upon furnishing a Bond of Rs.10,000/- each 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 no. 1 shall co-operate with the investigation and petitioner no. 2 shall appear before the Investigating Officer once a fortnight till the conclusion of the investigation and that the petitioners shall appear before the jurisdictional court and pray for regular bail within four weeks from date.

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

C.R.M. (A) 1207 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)

