

30.03.2022
Serial no. 27
[Dd]
(Anticipatory Bail
Allowed)

CRM(A) 1467 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Palashipara** Police Station Case No. **97** of **2022** dated **15.03.2022** under Sections **417/376/325/307/34** of the Indian Penal Code.

-And-

In the matter of : **Sadikul Shaikh @ Sadiqul Sk @ Chadakul Sk. & Ors.**

... .. Petitioners

Mr. Asraf Mondal, Advocate
... .. For the Petitioners

Mr. Binay Panda,
Ms. Puspita Saha, Advocates
... ..For the State

Learned advocate appearing for the petitioners seeks anticipatory bail, inter alia, on the ground of parity with the other co-accused who was granted anticipatory bail on March 25, 2022 in CRM(A) 1380 of 2022.

Learned advocate appearing for the State draws the attention of the Court to the materials in the case diary.

The co-ordinate Bench granted anticipatory bail to one of the accuseds on the ground that the victim was major at the time of cohabitation. The co-ordinate Bench considered the statement of the victim recorded under Section 164 of the Criminal Procedure Code and the conversation in the social media platform.

In such circumstances, considering the gravity of the offence and the involvement of the petitioners therein as transpiring from the materials in the case diary and considering the fact that the principal accused was granted

anticipatory bail on March 25, 2022 in CRM(A) 1380 of 2022, we are inclined to 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/- (Rupees Ten Thousand Only) each, 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 nos. 1 and 3 shall report before the Investigating Officer once in a month till the conclusion of the investigation and petitioner nos. 2 and 4 shall cooperate with the investigation till its completion and on further condition that the petitioners shall appear every day before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

Prayer for anticipatory bail of the petitioners is **allowed.**

CRM(A) 1467 of 2022 is **disposed of.**

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)