

C.R.M. (A) 1474 of 2022

31.03.2022
Sl. 12
Court No.29
sourav
(Allowed)

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Ratua** P. S. Case No. **290** of **2019** dated **12.07.2019** under Sections **448/325/354/376/511/427/379/34** of Indian Penal Code.
And

In the matter of: **Kalam & Ors.**

....petitioner.

Mr. Koustav Bagchi,
Mr. Asfak Ahammed,
Mr. Debayan Ghosh,
Ms. Priti Kar,

...for the petitioners.

Ms. Faria Hossain,
Ms. Baisali Basu,

...for the State.

Petitioners seek anticipatory bail.

Learned advocate appearing for the petitioners submits that the petitioners were falsely implicated. He refers to the fact that the police complaint was lodged on the basis of a proceeding initiated under Section 156(3) of the Criminal Procedure Code.

Learned advocate appearing for the State draws the attention of the Court to the Statement of the victim recorded under Sections 164 of the Criminal Procedure Code.

Considering the gravity of the offence and the involvement of the petitioners therein and considering the fact that the police filed charge-sheet, we deem it appropriate to enlarge the petitioners on anticipatory bail.

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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on 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.

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

C.R.M. (A) 1474 of 2022 is, thus disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)

