

02.05.2022
Sl. 3
Court No.29
sourav
(Allowed)

C.R.M. (A) 1552 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Chandannagar** Police Station Case No. **287** of **2021** dated **16.12.2021** under Sections **379/411/285** of the Indian Penal Code and under Section **7(1)(a)(ii)** of E. C. Act.

And

In the matter of: **Adhir Kumar Laha**

....petitioner.

Mr. Mahim Sasmal

Mr. Sajal Kumar Pandit

...for the petitioner.

Mr. Neguive Ahmed, Ld. APP

Mr. Iqbal Kabir

...for the State.

The application is taken up for consideration subsequent to the order dated April 28, 2022.

The petitioner seeks anticipatory bail.

The petitioner contended that the petitioner was responding to the notices issued under Section 41A of the Criminal Procedure Code. However, his attendance was not being recorded by the Investigating Officer.

Learned Additional Public Prosecutor appearing for the State submits that the police authorities took exceptions to the conduct of the Investigating Officer and that the Investigating Officer was changed. The Investigating Officer was also placed under suspension by an order dated May 1, 2022.

Considering the gravity of the offence and the involvement of the petitioner therein as transpiring from the materials in the case diary and considering the fact that the petitioner complied with the notices under Section 41A of the Criminal Procedure Code, we enlarge the petitioner on anticipatory bail.

Accordingly, we direct that in the event of arrest, the petitioner 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 petitioner will report before the Investigating Officer once a fortnight till the conclusion of the investigation and on condition that the petitioner 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 petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

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

C.R.M. (A) 1552 of 2022 is, thus disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)

