

05.04.2022

Serial no. 23

[Dd]

(Anticipatory bail

Allowed)

CRM(A) 1561 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Arambagh** Police Station Case No. **61** of **2022** dated **05.03.2022** under Sections **417/376/323/504/506/34** of the Indian Penal Code.

-And-

In the matter of : **Sk. Sariful Islam alias Sk. Suraj**

... .. Petitioner

Mr. Niladri Sekhar Ghosh,

Ms. Sompurna Chatterjee,

Mr. Sourov Mondal, Advocates

... .. For the Petitioner

Mr. Arijit Ganguly,

Mr. Sanjib Kr. Dan, Advocates

... ..For the State

Considering the fact that the victim in her statement recorded under Section 164 of the Criminal Procedure Code acknowledges the relationship between her and the victim and considering the fact that both the victim and the petitioner are adults and considering the gravity of the offence and the involvement of the petitioner therein and considering the fact that police filed charge sheet, we are inclined to 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/- (Rupees Ten Thousand Only), 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

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.

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

CRM(A) 1561 of 2022 is **disposed of.**

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)