

07.04.2022

23

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 1603 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Mahishadal** Police Station Case No. **335** of **2021** dated **09.10.2021** under Section 365 of the Indian Penal Code, 1860.
And

In Re : Chandan Khanra & Anr.

..... petitioners

Mr. Suman De

....for the petitioners

Mr. Saswata Gopal Mukherjee, learned Public Prosecutor

Mr. Abhra Mukherjee

Ms. Manisha Sharma

....for the State

Petitioners seek anticipatory bail.

Learned advocate appearing for the petitioners submits that, the petitioner no. 1 works as a contractor. The victim was a mason. The victim died. The petitioners are now being falsely implicated.

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

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 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 petitioners shall meet the Investigating Officer once in a fortnight till the conclusion of the investigation 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)