

08.04.2022

Serial no. 38

[Dd]

(Anticipatory bail
Allowed)

CRM (A) 1650 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Dadpur** Police Station Case No. **42** dated **01.03.2022** under Sections **420/406/34** of the Indian Penal Code arising out of G.R. Case No. **481 of 2022**.

-And-

In the matter of : **Aminul Haque @ Aminur Haque**

... .. Petitioner

Mr. Ansuman Bera, Advocate

... .. For the Petitioner

Mr. Saibal Bapuli, Id. APP

Mr. Arani Bhattacharyya, Advocates

... ..For the State

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that the petitioner initially took a truck in the year 2019 from the brother of the de facto complaint and returned the same in the same year. The present police complaint was lodged belatedly. The petitioner is 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 petitioner therein and considering the nature of complaint and the time period elapsing from the date of the incident and the complaint, 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 report before the Investigating Officer once in a week till the conclusion of the investigation 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) 1650 of 2022 is **disposed of.**

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)