

22.04.2022

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 1822 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Gaighata** Police Station Case No. **129** of **2022** dated **14.02.2022** under Sections 498A/306 of the Indian Penal Code, 1860.

And

In Re : Narayan Das alias Prohllad Das & Ors.

..... petitioners

Mr. Mrityunjoy Chatterjee

Mr. Susnigdho Bhattacharya

Mr. Debapriya Majumdar

....for the petitioners

Mr. Joydeep Roy

Ms. Sujata Das

....for the State

Petitioner seeks anticipatory bail on the ground of parity with that of the other two co-accuseds, who were enlarged on anticipatory bail on April 8, 2022 in CRM(A) 1481 of 2022.

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

The ground of parity cannot be said to be unfounded.

In such circumstances,, on the principle of parity, 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 petitioner no. 3 Mayarani Das shall cooperate with the Investigating Officer till the conclusion of the investigation and petitioner nos. 1 and 2 Narayan Das alias Prohllad Das and Purna Chandra Das respectively 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.)