

26.04.2022
Serial no.13
Aloke

CRM (A) 1859 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Gurguripal Police Station Case No. 32 of 2022 dated 01.03.2022 under Sections 447/323/409/420 of the Indian Penal Code.

In the matter of : **Suman Ghosh**

... .. Petitioner

Mr. Soumyajit Das Mahapatra, Advocate

... .. For the Petitioner

Mr. S.S. Imam, Advocate

Mr. S. Kundu, Advocate

... ...For the State

Petitioner prays for anticipatory bail.

Learned Advocate appearing for the petitioner submits that the petitioner is an agent in relation to supply of cosmetic articles. There are disputes between the petitioner and the person receiving the supply. The dispute is civil in nature.

Learned Advocate appearing for the State draws the attention to the materials in the case diary. He submits that the articles were received in damaged condition. There is an element of civil liability. The private parties are required to settle their accounts.

Considering the gravity of the offence and the involvement of the petitioner therein, 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 condition that the petitioner will report before the Investigating Officer once in a month 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.

The prayer for anticipatory bail of the petitioner is allowed.

CRM (A) 1859 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)