

29.04.2022

13

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 1953 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Baishnabnagar** Police Station Case No. **303** of **2021** dated **29.06.2021** under Sections 376/417 of the Indian Penal Code, 1860.

And

In Re : Badiruddin Sk. @ Md. Badrul Islam Sk.

..... petitioner

Mr. Mrityunjoy Chatterjee

Ms. S. Chakraborty

Mr. Debapriya Majumdar

....for the petitioner

Md. Anwar Hossain

Mr. A. E. Molla

....for the State

Considering the age of the victim and her statement recorded under Section 164 of the Code of Criminal Procedure, where she acknowledges the relationship between her and the petitioner and considering the gravity of the offence and the involvement of the petitioner therein, we 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/-, 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 meet the Investigating Officer once in a fortnight 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)