

C.R.M. (A) 1987 of 2022

29.04.2022
Sl. 43
Court No.29
sourav
(Allowed)

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Baranagar** Police Station Case No. **144** of **2022** dated **16.03.2022** under Sections **376/417** of the Indian Penal Code.

And

In the matter of: **Saurav Mandal**

....petitioner.

Mr. Arup Kumar Bhowmick

...for the petitioner.

Mr. Bidyut Kumar Roy

Ms. Rita Datta

...for the State.

Petitioner prays for anticipatory bail.

Learned advocate appearing for the petitioner submits that the petitioner and the defacto complainant were in a relationship. The present police complaint was lodged after such relationship turned sour.

Learned advocate appearing for the State draws the attention of the Court to the statement of the victim recorded under Section 164 of the Criminal Procedure Code.

The victim is 24 years of age. She is a divorcee. She acknowledges that there was a relationship between her and the petitioner.

Considering the gravity of the offence and the involvement of the petitioner therein and considering the statement of the victim recorded under Section 164 of the Criminal Procedure Code, we enlarge the petitioner on anticipatory bail.

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

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 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.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 1987 of 2022 is, thus disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)

