

05.05.2022

Sl. 40
Court No.29
suvayan
(Allowed)

CRM (A) 2070 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Keshiyari** P.S. Case No. **39/2022** dated **11/02/2022** under Sections **448/323/354/406/420/506/34** of the Indian Penal Code.

And

In the matter of: Prabir Patra & Anr.

....petitioners.

Mr. Suman Das Adhikary

...for the petitioners.

Mr. Tanmay Kr. Ghosh

Ms. Sonali Bhar

...for the State.

Petitioners seek anticipatory bail.

Learned Advocate appearing for the petitioners submits that the petitioners were falsely implicated. The petitioner no.2 lent and advanced money to the husband of the de facto complainant whereupon, the present police case was lodged.

Learned Advocate appearing for the State draws the attention of the Court to the materials in the case diary. He refers to the statement recorded under Section 164 of the Criminal Procedure Code.

Considering the materials in the case diary and considering the gravity of the offence and the involvement of the petitioners therein, 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/- (Rupees Ten Thousand Only) each 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 petitioners will report before 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.

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

CRM (A) 2070 of 2022 is, thus disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)