

30.05.2022
(Vacation)
SL No.86
Ct. 5
Saswata

CRM (A) 2442 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Gazole** P.S. Case No. **151/2020** dated **10.03.2020** under Sections 376/511/323 of the Indian Penal Code 1860.

And

In the matter of: **Pradip Biswas @ Pabitra Biswas**

....Petitioner

Mr. Arnab Saha

...for the Petitioners

Mr. Bidyut Kr. Roy

Mr. Pratick Bose

...for the State

The petitioner prays for anticipatory bail.

It is submitted by the learned counsel for the petitioner that he has been falsely implicated in the Gazole P.S. Case No. 151/2020 dated 10.03.2020 under Sections 376/511/323 of the Indian Penal Code 1860.

Learned counsel for the state opposes the prayer for anticipatory bail.

Having considered the materials in the case diary and bearing in mind the gravity of offence, the nature of allegation and considering the fact that charge sheet has already been submitted, we are of the opinion that the petitioner is entitled to be enlarged on anticipatory bail.

The prayer for anticipatory bail is thus ***allowed***.

Accordingly, we direct that in the event of arrest, the petitioner be released on bail upon furnishing a Bond of Rs. 10,000/- (Rupees Ten thousand only), with two sureties of like amount each one of whom must be local, to the satisfaction of

the arresting officer and also 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 appear before the Court below and pray for regular bail within four weeks from date.

The application for anticipatory bail is, thus, disposed of.

(Arindam Mukherjee, J.)

(Subhendu Samanta, J .)