

07.07.2022
Serial no.40
Aloke

CRM (A) 3217 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Hogalberia Police Station Case No. 206 of 2022 dated 17.06.2022 under Sections 363/365 of the Indian Penal Code.

-And-

In the matter of : **Sourav Mondal @ Rajib Mondal**
... .. Petitioner

Mr. Asraf Mandal, Advocate
... .. For the Petitioner

Mr. Atif Ahmed Siddiqui, Advocate
Ms. Minoti Gomes, Advocate
Mr. Md. Hafiz Ali, Advocate
... ..For the State

Petitioner seeks anticipatory bail.

Learned Advocate appearing for the petitioner submits that the police complaint is a result of a previous relationship turning sour.

Learned Advocate appearing for the State draws the attention to the statement of the victim recorded under Section 164 of the Code of Criminal Procedure and the other materials in the case diary.

In her statement, the victim acknowledges that there was a relationship between her and the petitioner. The petitioner relies upon photographs in support of the contention of the relationship.

In such circumstances, 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 shall meet the Investigating Officer once in a fortnight till the conclusion of the investigation and on further condition that the petitioner shall appear on every date 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.

Prayer for anticipatory bail of the petitioner is allowed.

CRM (A) 3217 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)