

08.07.2022
Serial no.51
Aloke

CRM (A) 3302 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. 93 of 2021 dated 18.03.2021 under Sections 498A/376/511/323/34 of the Indian Penal Code.

-And-

In the matter of : **Biswajit Mandal**

... .. Petitioner

Mr. Arup Kr. Bhowmick, Advocate

... .. For the Petitioner

Mr. Pravas Bhattacharya, Advocate

Mr. Syed Nafirul Islam, Advocate

... ...For the State

Petitioner seeks anticipatory bail.

Learned Advocate appearing for the petitioner submits that all other co-accused are on bail. The petitioner was falsely implicated.

Learned Advocate appearing for the State draws the attention to the materials in the case diary.

Considering the gravity of the offence and the involvement of the petitioner therein as transpiring from the materials in the case diary and considering the fact that all other co-accused are on bail and considering the fact that the police filed charge-sheet, 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 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) 3302 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)