

14.07.2022
Serial no.14
Aloke

CRM (A) 3340 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Dantan Police Station Case No. 283 of 2020 dated 20.11.2020 under Sections 376/417/341/323/506 of the Indian Penal Code.

-And-

In the matter of : **Aparesh Singha @ Sinha**

... .. Petitioner

Mr. Rajdeep Biswas, Advocate
Mr. Kaushik Dey, Advocate
Mr. Debnath Mahata, Advocate

... .. For the Petitioner

Mr. Narayan Prasad Agarwal, Advocate
Mr. Ashok Das, 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. He highlights the delay in the lodgment of the first information report.

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.

Both the victim and the petitioner are adults. The victim acknowledges a relationship between her and the petitioner in her statement recorded under Section 164 of the Code of Criminal. The police filed charge-sheet.

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 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) 3340 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)