

C.R.M. (A) 3368 of 2022

15.07.2022
Sl. 13
Court No.29
(AD)
(Allowed)

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bhabanipur** Police Station Case No. **246** dated **25.09.2021** under Section **420** of the Indian Penal Code, corresponding to G.R. No.1808/2021.

And

In the matter of: **Puneet Atri & Anr.**

....petitioners.

Mr. Jaydeep Biswas
Mr. Kaushik Ghosh

...for the petitioners.

Mr. Swapan Banerjee
Ms. Purnima Ghosh

...for the State.

Petitioners pray for anticipatory bail.

Learned Advocate appearing for the petitioners submits that there is a civil dispute involved.

Learned Advocate appearing for the State draws the attention of the Court to the materials in the case diary. She contends that the petitioners are not standing on the same footing as that of the other co-accuseds who were enlarged on anticipatory bail.

The allegation revolves around containers. There is an element of civil dispute involved.

In such circumstances, 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 a month till the conclusion of the investigation and on condition that the petitioners 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 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.

C.R.M. (A) 3368 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)