

16.08.2022
Serial no. 08
[Dd]
(Anticipatory bail)
Allowed

CRM (A) 3779 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Santipur** Police Station Case No. **186** of **2022** dated **05.03.2022** under Sections **363/366/506** of the Indian Penal Code.

-And-

In the matter of : **Sovan Lal Ghosh @ Sovanlal Ghosh @ Shovon Ghosh @ Shobhan Lal Ghosh @ Shobhanlal Ghosh**

... .. Petitioner

Mr. Soubhik Mitter,
Mr. Litan Maitra,
Mr. Kalyan Kumar Bhattacharya
Ms. Rajnandini Das, Advocates
... .. *For the Petitioner*

Mr. Avishek Sinha, Advocate
... ..*For the State*

Petitioner prays for anticipatory bail.

Learned advocate appearing for the petitioner submits that the petitioner was falsely implicated. There was a previous police complaint against the petitioner and Arnab Ghosh on similar allegation as that of the present application. He relies upon the final report submitted by the police under Section 173 of the Criminal Procedure Code in such proceeding. He refers to the statement of the victim recorded under Section 164 of the Criminal Procedure Code in such proceeding.

Learned advocate appearing for the State draws the attention of the Court to the statement of the victim recorded under Section 164 of the Criminal Procedure Code. He submits that the police filed charge sheet.

Considering the fact that police filed charge sheet and considering the fact that in a previous case of similar nature, the police filed a final report therein, 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 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) 3779 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)