

12.08.2022
Serial no. 39
[Dd]
(Anticipatory bail)
Allowed)

CRM (A) 3897 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Joypur** Police Station Case No. **04** of **2022** dated **14.01.2022** under Sections **143/341/323/324/325/308/506** of the Indian Penal Code and subsequently Section **302** of the Indian Penal Code is added on dated 29.01.2022 (corresponding to G.R. Case No. **37 of 2022**)

-And-

In the matter of : **Marfat Khan @ Marphat Ali Khan**
... .. Petitioner

Mr. Ayan Basu,
Mr. Sandip Kr. Mondal,
Mr. Sumit Routh, Advocates
... .. *For the Petitioner*

Ms. Zareen N. Khan,
Md. Kutubuddin, Advocates
... ..*For the State*

The claim for parity made on behalf of the petitioner that other co-accused who was enlarged on anticipatory bail on July 8, 2022 passed in CRM (A) 3225 of 2022 and on August 4, 2022 passed in CRM (A) 3714 of 2022 is not being disputed on behalf of the State.

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 further condition that the petitioner shall report before the

Investigating Officer once in a week 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) 3897 of 2022 is **disposed of**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)