

22.08.2022
Sl.9
Court No.29
(AD)
(Allowed)

C.R.M. (A) 3963 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Hare Street** Police Station Case No. **147** of **2022** dated **03.06.2022** under Sections **115/212/120B** of the Indian Penal Code, 1860.

And

In the matter of: **Rabi Kant Singh @ Ravi Kant Singh**
....petitioner.

Mr. Sekhar Kumar Basu, Ld. Sr. Advocate
Mr. Prithvijoy Das
Ms. Ishani Ghosal
Ms. Swbeta Maity
Ms. Priyanka Chatterjee
Ms. Kaniz Kulsum Rahaman

...for the petitioner.

Mr. Joydeep Roy
Ms. Sujata Das

...for the State.

Petitioner prays for anticipatory bail.

Learned Senior Advocate appearing for the petitioner submits that the petitioner is an advocate by profession. He has been falsely implicated. He submits that two other co-accuseds were granted bail by the two jurisdictional Courts.

Learned Advocate appearing for the State draws the attention of the Court to the statements of two co-accuseds recorded under Section 161 of the Code of Criminal Procedure. He refers to a print out of the *WhatsApp* chat.

On a query of the Court as to whether the petitioner was involved in the *WhatsApp* chat referred to by the State or not, the answer is that the police are still investigating thereon.

The petitioner is sought to be proceeded against under the provisions of Section 115 and 212 of the Indian Penal Code, 1860 amongst others.

Two other co-accuseds were granted bail by the two jurisdictional Courts. The petitioner is an Advocate by

profession. The question of false implication of the petitioner cannot be overlooked at this stage.

In such circumstances, we 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner will report before the Investigating Officer as and when called for till the conclusion of the investigation 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.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 3963 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)