

22.08.2022

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 3985 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Arambagh** Police Station Case No. **140** of **2022** dated **19.05.2022** under Sections 338/304A/34 of the Indian Penal Code, 1860 read with Section 136(a) of the Electricity Act.

And

In Re : Mir Saiful Ali @ Mir Saiful

..... petitioner

Mr. Niladri Sekhar Ghosh

Ms. Srimoyee Mukherjee

Ms. Sompurna Chatterjee

Mr. Sourav Mondal

....for the petitioner

Mr. Rudradipta Nandy

Ms. Sonali Das

....for the State

The State did not oppose the claim for parity with the other co-accused, who was enlarged on anticipatory bail by the order dated July 29, 2022 passed in CRM(A) 3623 of 2022.

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/-, 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 meet the Investigating Officer once a fortnight

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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)