

22.08.2022

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 3989 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kharagpur (Local)** Police Station Case No. **449** of **2022** dated **06.06.2022** under Sections 448/325/323/354B/380/427/506/34 of the Indian Penal Code, 1860.

And

In Re : Sri Chandan Chakraborty & Ors.

..... petitioners

Mr. Noni Gopal Chakraborty
....for the petitioners

Mr. Rudradipta Nandy
Ms. Sreeparna Das
....for the State

There is a civil suit pending between the private parties.

Considering the materials in the case diary, the gravity of the offence and the fact that the civil suit is pending between the private parties, 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/- each, 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 nos. 2 (Smt. Sathi Chakraborty), 3 (Bulti Dolai) and 9 (Jhuma Saren) shall cooperate with the Investigating Officer till the conclusion of the investigation and petitioner nos. 1 (Sri

Chandan Chakraborty), 4 (Radhaballav Dolai), 5 (Tapan Maity @ Tapan Kumar Maity), 6 (Arup Kumar Das), 7 (Prasun Kumar Paul @ Tanu Paul) and 8 (Jiten Singh) shall meet 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)