

29.08.2022
Serial no. 03
[Dd]
(Anticipatory bail)
Allowed)

CRM (A) 4023 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Tamna** Police Station Case No. **114** dated **June 25, 2022** under Sections **379/411/414/120B** of the Indian Penal Code read with Sections **21(1)(4)** of the Mines and Minerals (Development and Regulation) Act, 1957 giving rise to G.R. Case no. **1311** of **2022**.

-And-

In the matter of : **Nirmal Pandey**

... .. Petitioner

Ms. Navanil De,
Mr. Rajeshwar Chakraborty,
Mr. Srinjan Ghosh,
Mr. Subhrajit Dey, Advocates
... .. *For the Petitioner*

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

Report submitted in Court be taken on record.

The vehicle seized was in possession of a road e-challan.

Learned advocate appearing for the State pursuant to order dated August 23, 2022 submits that, the road e-challan was valid and found to be correct.

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 month 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) 4023 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)