

24.08.2022

23

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 4037 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. **183** of **2022** dated **27.06.2022** under Sections 447/325/326/308/504/506/354 /34 of the Indian Penal Code, 1860.

And

In Re : Baishakhi Bera @ Tumpa Bera & Anr.

..... petitioners

Mr. Niladri Sekhar Ghosh

Ms. Sreemoyee Mukherjee

Ms. Sompurna Chatterjee

Mr. Sourav Mondal

....for the petitioner

Mr. Abhra Mukherjee

Mr. Dipankar Mahata

....for the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that, the husband of the first petitioner was arrested and was enlarged on bail by the Jurisdictional Court. There is no specific allegations as against the petitioners.

Learned advocate appearing for the State draws the attention of the Court to the materials in the case diary.

Considering the fact that one co-accused was enlarged on bail by the Jurisdictional Court and considering the materials in the case diary, 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 no. 2 (Sk. FirozAlam @ Firoj Alam) shall meet the Investigating Officer once a fortnight till the conclusion of the investigation and petitioner no. 1 (Baishakhi Bera @ Tumpa Bera) shall cooperate with the Investigating Officer 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.)