

CRM (A) 4460 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Burdwan Police Station Case No. 715 of 2022 dated 04.07.2022 under Sections 306/34 of the Indian Penal Code.

-And-

In the matter of : **Dhananjoy Ghosh & Anr.**

... .. Petitioners

Mr. Uday Sankar Chattopadhyay, Advocate
Ms. Snigdha Saha, Advocate
Ms. Trisha Rakshit, Advocate
Mr. Santanu Maji, Advocate

... .. For the Petitioners

Mr. Shiladitya Banerjee, Advocate

... ..For the State

Petitioners seek anticipatory bail.

Learned Advocate appearing for the petitioners submits that the petitioners were falsely implicated.

Learned Advocate appearing for the State draws the attention to the statement of the father of the victim recorded under Section 164 of the Code of Criminal Procedure. He submits that the mother of the de facto complainant was granted anticipatory bail by the jurisdictional Court.

Considering the gravity of the offence and the involvement of the petitioners therein as transpiring from the materials in the case diary, we are inclined to 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/- (Rupees Ten Thousand Only) 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 condition that the petitioner no. 1 shall meet the Investigating Officer once in a fortnight till the conclusion of the investigation and petitioner no. 2 will cooperate with the investigation and on further 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.

Prayer for anticipatory bail of the petitioners is allowed.

CRM (A) 4460 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)