

28.09.2022

Sl.78

Court No.29

(AD)

(Allowed)

C.R.M. (A) 4662 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Tehatta** Police Station Case No. **692 of 2022** dated **17.08.2022** under Sections **448/376/511/506** of the Indian Penal Code.

And

In the matter of: **Pradip Biswas**

....petitioner.

Mr. Atis Kumar Biswas

Mr. Amit Singh

Ms. Jyoti Agarwal

...for the petitioner.

Mr. Debabrata Chatterjee

Mr. Narayan Prasad Agarwala

Mr. Pratick Bose

...for the State.

Petitioner prays for anticipatory bail.

There is a previous police complaint lodged at the behest of the wife of the petitioner in which two persons were arrested. The issue of false implication of the petitioner cannot be overlooked.

The present police complaint was filed subsequent to such persons being enlarged on bail.

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/- (Rupees Ten Thousand Only), with two sureties of like amount each, to the satisfaction of the Arresting Officer and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner will report before the Investigating Officer once a month 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.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 4662 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)