

23.11.2022

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 5368 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Hili** Police Station Case No. **178** of **2022** dated **04.08.2022** under Section 10 of the Protection of Children from Sexual Offences Act.

And

In Re : Raju Malo

..... petitioner

Mr. Kaushik chaudhury

Ms. Busra Khatoon

....for the petitioner

Mr. Soumik Ganguly

....for the State

The petitioner seeks anticipatory bail on the ground of parity with the other co-accuseds, who were enlarged on anticipatory bail by the order dated October 31, 2022 passed in CRM (A) 4835 of 2022.

Learned advocate appearing for the State holding the brief on behalf of the Mr. Soumik Ganguly, advocate does not oppose the prayer for parity.

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/-, 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 meet the Investigating Officer once a fortnight 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)