

24.11.2022
Serial no.42
Aloke

CRM (A) 5441 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Hanskhali Police Station Case No. 780 of 2022 dated 08.08.2022 under Sections 341/376D/292/506/120B of the Indian Penal Code.

-And-

In the matter of : **Dibyendu Gayali**

... .. Petitioner

Ms. Minoti Gomes, Advocate

... .. For the Petitioners

Mr. Ranabir Roy Chowdhury, Advocate

Mr. Sandip Chakraborty, Advocate

... ..For the State

Petitioner seeks anticipatory bail.

The claim for parity is made on behalf of the petitioner is not being disputed on behalf of the State.

Co-accused was granted anticipatory bail by the order dated September 30, 2022 passed in CRM (DB) 3487 of 2022, we are inclined to grant anticipatory bail to the petitioner. The police filed charge-sheet.

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 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) 5441 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)