

25.11.2022
Serial no.39
Aloke

CRM (A) 5475 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Khandaghosh Police Station Case No. 353 of 2022 dated 14.09.2022 under Sections 420/406 of the Indian Penal Code.

-And-

In the matter of : **Manas Kumar Sarkar**

... .. Petitioner

Mr. Uday Sankar Chatterjee, Advocate
Mr. Debojit Samanta, Advocate
Mr. Santanu Maji, Advocate

... .. For the Petitioner

Mr. Ranabir Roy Chowadhury, Advocate
Mr. Sandip Chakraborty, Advocate
... ..For the State

Mr. Mridul Kanti Sasmal, Advocate
Mr. Jayanta Chakraborty, Advocate
... .. For the de facto complainant

Petitioner seeks anticipatory bail.

Apparently, actions were taken on the basis of a power of attorney.

State and the de facto complainant are represented.

Apparently, there are disputes between the private parties which are civil in nature.

Consequently, 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 condition that the petitioner will report before the Investigating Officer as and when called for till the conclusion of the investigation 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) 5475 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)