

12.12.2022

Sl.30

Court No.29

(AD)

(Allowed)

C.R.M. (A) 5748 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Goghat** Police Station Case No. **330 of 2022** dated **02.12.2022** under Sections **376(2)(n)/323/506/504/34** of the Indian Penal Code, 1860.

And

In the matter of: **Tublu Ghosh alias Mrinmay Baran Ghosh alias Mrinmay Ghosh & Anr.**

....petitioners.

Mr. Subir Ganguly
Mr. Sumanta Ganguly

...for the petitioners.

Ms. Faria Hossain
Ms. Baisali Basu
Ms. Mamata Jana

...for the State.

Petitioners pray for anticipatory bail.

The victim in her statement recorded under Section 164 of the Code of Criminal Procedure implicates one Partha Ghosh. The two petitioners before us are not named in her statement.

In such circumstances, we 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioners will report before the Investigating Officer once a week till the conclusion of the investigation and on 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.

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

C.R.M. (A) 5748 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)