

22.12.2022  
Serial no.25  
Aloke

**CRM (A) 5944 of 2022**

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Bhangore Police Station Case No. 739 of 2022 dated 16.11.2022 under Sections 448/341/325/354B/363/365/379/506/34 of the Indian Penal Code.

-And-

In the matter of : **Akbar Molla @ Akbar Ali Molla**

... .. Petitioner

Mr. Aniket Mitra, Advocate

Mr. Sk. Sahjahan Ali, Advocate

... .. For the Petitioner

M. Joydeep Roy, Advocate

Mr. Amanul Islam, Advocate

... ..For the State

Mr. Moyukh Mukherjee, Advocate

Mr. Abhijit Singh, Advocate

Mr. Sahidur Rahaman, Advocate

... .. For the de facto complainant

Petitioner seeks anticipatory bail.

State and the de facto complainant are represented.

Apparently, the petitioner is married. There is a certificate of marriage annexed to the application for anticipatory bail.

The de facto complainant claims that the petitioner is the married husband of the lady concerned. The claim is founded on a subsequent certificate of marriage.

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 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) 5944 of 2022 is disposed of.

**(Debangsu Basak, J.)**

**(Md. Shabbar Rashidi, J.)**