

31.01.2022
Serial no. 01
Dd

CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT
JALPAIGURI

(Through Video Conference)

CRM(A) 68 of 2022

In re : An Application for **anticipatory bail** under Section **438** of the Code of Criminal Procedure in connection with **Mekhliganj** Police Station Case No. **82** of **2018** dated **20.03.2018** under Sections **420/406/409/468** **IPC** corresponding to G.R. Case No. **146 of 2018**.

-And-

In the matter of : **Asraful Hoque**

... Petitioner

Mr. Joydeep Kanta Bhowmik, Advocate
... .. For the Petitioner

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that the police submitted charge sheet. He draws the attention of the Court to the order dated September 16, 2021 where the jurisdictional Court recorded that the police did not arrest any of the accused who are residents of Mekhliganj police station. In fact, the police did not make any attempt to arrest them.

None appears for the State.

In view of the fact that police submitted charge sheet and in view of the recording in the order dated September 16, 2021 of the jurisdictional Court, 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 before the Court below and pray for regular bail within a period of four weeks from date and on further condition that the petitioner shall appear before the jurisdictional Court on every date fixed for hearing.

Prayer for anticipatory bail is **allowed**.

CRM(A) 68 of 2022 is **disposed of**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)