

07.07.2022
Court No.1
SL No.31
pk/AP

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

CRM(A) 327 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Naxalbari P.S. Case No.165 of 2018 dated 22.10.2018 under Sections 420/506 of the IPC.

And

In the matter of: **Pankaj Bhattacharya @ Bhattachariya and Anr.**
....Petitioners.

Ms. Madhushri Dutta
Mr. Debasish Mukhopadhyay
Ms. Sriya Basu

...for the petitioners.

Mr. Ujjwal Luksom
Mr. Tapan Bhattacharjee

...for the State.

Application for anticipatory bail is made on the ground that the dispute is civil in nature and the petitioners have complied with the notices under Section 41A of the CrPC.

It is also submitted that the de facto complainant by his own affidavit has stated that the dispute between the petitioners and the said complainant has been settled.

Having considered the case diary and evidence on record, this Court is of the view that the petitioners are entitled to anticipatory bail.

In the event of arrest, the petitioners shall be released on bail upon furnishing a Bond of Rs.20,000/- each 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 conditions that they shall meet the investigating officer once in a week until further orders and they shall appear before the court below and pray for regular bail within a fortnight from date.

The application for anticipatory bail is, thus, disposed of.

(Rajasekhar Mantha, J.)

(Ananda Kumar Mukherjee, J.)