

3 10.01.2023
(AD) Court No.29
(Allowed)

C.R.M. (A) 17 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Thanarpara** P.S. Case No.**245 of 2022** dated **17/12/2022** under Sections **305/34** of the Indian Penal Code.

And

In the matter of: **Samim Islam @ Samim Biswas @ Pintu & Anr.**

....petitioners.

Mr. Atis Kumar Biswas
Mr. Amit Singh
Ms. Jyoti Agarwal

...for the petitioners.

Mr. Madhusudan Sur, Ld. APP
Mr. Dipankar Paramanick

...for the State.

Petitioners pray for anticipatory bail.

Leave granted to the learned Advocate-on-record for the petitioners to correct the cause-title.

Apparently, there was a relationship between the minor victim and the son of the petitioners.

The post-mortem report of the victim suggests that the victim committed suicide.

There is a statement recorded under Section 164 of the Code of Criminal Procedure of the mother of the victim claiming that the victim committed suicide.

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 also 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 no.1 will report before the Investigating Officer once a fortnight till the conclusion of the investigation and petitioner no. 2 will cooperate with the investigation 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.

The prayer for anticipatory bail of the petitioners is allowed.

C.R.M. (A) 17 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)