

06.01.2023

Sl.26

Court No.29

(AD)

(Allowed)

C.R.M. (A) 44 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Tamluk** Police Station Case No.**431 of 2022** dated **24.05.2022** under Sections **188/379/411/413/414/427** of the Indian Penal Code, 1860 and read with Section **21** of Mines and Mineral (Development Regulation) Amendment Act, 2015 (No.67 of 1957) corresponding to GR No.1414 of 2022.

And

In the matter of: **Sk. Mustak @ Sk. Muskefur Rahaman**

....petitioner.

Mr. Avishek Sinha
Ms. Ayesha Sultana

...for the petitioner.

Mr. Rudradipta Nandy, Ld. APP
Ms. Sonali Das

...for the State.

Petitioner prays for anticipatory bail.

The Petitioner claims to be falsely implicated.

The petitioner, apparently, is not the owner of the vehicle.

The police filed charge sheet.

In such circumstances, we 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on 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.

The prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 44 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)