

11.01.2023
09
Ct. No. 29
KAUSHIK
Allowed

C.R.M.(A) 98 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Raghunathganj** Police Station Case No. **233** of **2022** dated **21.04.2022** under Sections 120B/380/420/406/34 of the Indian Penal Code.

And

In Re : Nagor Kr. Das @ Tapan Kr. Das @ Tapan Kumar Das & Anr.
..... petitioners

Mr. Debapriya Samanta
....for the petitioners

Mr. Joydeep Roy
Ms. Sujata Das
....for the State

The case diary was not placed before the Court for perusal.

The jurisdictional Superintendent of Police will take such fact into account while dealing with future cases.

In view of us being denuded of the privilege of perusing the case diary and in view of the claim made in the petition, 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/- 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 condition that the

petitioners shall meet the Investigating Officer as and when called for 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)