

13.01.2023

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 141 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Narayangarh** Police Station Case No. **115** of **2021** dated **14.05.2021** under Sections 447/427 of the Indian Penal Code and under Sections 3/ 4 of the Prevention of Damage to Public Property Act and under Section 33 of the Indian Forest Act, 1927.

And

In Re : Sapan Roy @ Swapan Kumar Ray

..... petitioner

Ms. Debjani Sahu

Mr. Arun Khutia

....for the petitioner

Mr. Rudradipta Nandy

Ms. Sonali Das

....for the State

The police filed Charge-sheet.

Need for taking the petitioner into custody, at this stage, on the basis of the materials in case diary is not felt.

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/-, 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 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)