

13.01.2023

22

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 148 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Jalangi** Police Station Case No. **247** of **2022** dated **01.08.2022** under Sections 468/471/420/406/506 of the Indian Penal Code.

And

In Re : Munchar Mondal @ Mandal & Anr.

..... petitioners

Mr. Jisan Iqbal Hossain
Ms. Chandrima Debnath
Mr. Karnel Mondal

....for the petitioners

Mr. Joydeep Roy
Mr. Amanul Islam

....for the State

There is a previous civil suit pending with regard to the immovable property concerned.

Apparently, the petitioner claims to be a purchaser of such immovable property and is a party to such suit. The de-facto complainant is also a party-defendant in such civil suit.

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/- 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.)