

03.02.2023
Serial no. 13
[Dd]
(Anticipatory bail)
Allowed)

CRM (A) 467 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Patashpur** Police Station Case No. **644** of **2022** dated **01.12.2022** under Sections **135(1)(b)** of the Electricity Act, 2003 read with Amendment Act, 2007.

-And-

In the matter of : **Malay Kumar Kar**
... .. Petitioner

Mr. Suman De , Advocate
... .. For the Petitioner

Ms. Kum Kum Mitra, Advocate
... ..For the State

Mr. Aniket Mitra, Advocate
.. ..For the WBSEDCL

Petitioner deposited 50% of the final assessment bill with the Distribution Company.

Considering the gravity of the offence and the involvement of the petitioner therein and considering the materials in the case diary, we are inclined to 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 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 petitioner shall report before the Investigating Officer as and when called for till the conclusion of the investigation and on further 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.

Prayer for anticipatory bail of the petitioner is **allowed**.

CRM (A) 467 of 2023 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)