

07.02.2023

Sl.27

Court No.29

(AD)

(Allowed)

C.R.M. (A) 531 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kharagpur (Local)** Police Station Case No.**1007 of 2022** dated **04.12.2022** under Sections **341/447/325/313/34** of the Indian Penal Code.

And

In the matter of: **Goutam Dahal**

....petitioner.

Mr. Soumyajit Das Mahapatra

Mr. Supriyo Das

Mr. Madhurai Sinha

... for the petitioner.

Mr. Tanmoy Kumar Ghosh, Ld. Sr. Government Advocate

Mr. Asraf Mondal

...for the State.

Petitioner prays for anticipatory bail.

The police complaint was lodged apparently after three months of the date of the incident through a proceeding under Section 156(3) of the Code of Criminal Procedure.

There is a counter police complaint also.

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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner will report before the Investigating Officer once a month till the conclusion of the investigation 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.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 531 of 2023 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)