

8 08.02.2023
(AD) Court No.29
(Allowed)

C.R.M. (A) 551 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Garhbeta** P.S. Case No.**721 of 2022** dated **25/11/2022** under Sections **306/34** of the Indian Penal Code, 1860.

And

In the matter of: **Arup Fabar & Ors.**

....petitioners.

Mr. Soumik Ganguli
Mr. Supriya Shasmal

...for the petitioners.

Mr. Shiladitya Banerjee

...for the State.

Petitioners pray for anticipatory bail.

Apparently, the victim committed suicide.

The materials in the case diary does not suggest requirement of custodial interrogation of the petitioners.

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/- (Rupees Ten Thousand Only) each, with two sureties of like amount each to the satisfaction of the Arresting Officer and also 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 nos. 1 and 2 will report before the Investigating Officer once a fortnight till the conclusion of the investigation and petitioner no.3 will cooperate with the investigation 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.

The prayer for anticipatory bail of the petitioners is allowed.

C.R.M. (A) 551 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)