

24.02.2023

19

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 829 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Malda** Police Station Case No. **46** of **2023** dated **07.02.2023** under Sections 448/325/406/427/342/379/506/34/120B of the Indian Penal Code.

And

In Re : Gautam Chowdhury & Anr.

..... petitioners

Mr. Sabir Ahmed

Mr. Ayan Chakraborty

Mr. Subhajit Saha

Ms. Sohini Mukherjee

....for the petitioners

Mr. Navanil De

....for the State

There are statements in the case diary, which suggest that, the petitioners were not involved in the incident.

Considering the materials in the case diary and the involvement of the petitioners as transpiring from the materials in the case diary, 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.)