

27.03.2023

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Ct. No. 29

CHC

Allowed

C.R.M.(A) 1230 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kotwali** Police Station Case No. **134** of **2022** dated **09.02.2022** under Sections **325/326/120B and 34** of the Indian Penal Code.

And

In the matter of : Tapas Dey

..... petitioner

Mr. Sumanta Das

....for the petitioner

Mr. Pravas Bhattacharya,

Ms. Kum Kum Mitra

....for the State

An incident of assault took place where, some persons suffered injuries. Injuries were not classified as grievous hurt.

In such circumstances, considering the gravity of the offence and involvement of the petitioner therein, we grant anticipatory bail to the petitioner.

Apparently, there was a love affair between the petitioner and the person committing the suicide.

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 meet the Investigating Officer once in a fortnight till the conclusion of 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)