

30.03.2023

Serial no. 14

[Dd]

(Anticipatory bail)

Allowed

CRM (A) 1303 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Lalgola** Police Station Case No. **370** of **2022** dated **29.10.2022** under Sections **143/186/353/427** of the IPC with Section **3** of Prevention of Damage of Public Property Act, 1984 (G.R. case no. 3554/2022)

-And-

In the matter of : **Md. Ismail Haque @ Ismail Hoque**
... ... Petitioner

Mr. Sabyasachi Chatterjee,
Mr. Sayan Banerjee,
Mr. Imtiaz Akhtar,
Mr. Badrul Karim,
Mr. Kiron Sk. , Advocate
... ... *For the Petitioner*

Mr. Sudip Ghosh,
Mr. Bitasok Banerji, Advocates
... ...*For the State*

Apparently, the petitioner participated in a public demonstration where it is alleged that there was damage to public property.

Apparently, no person suffered injuries.

In such circumstances, 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) 1303 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)