

17.04.2023

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Ct. No. 29

CHC

Allowed

C.R.M.(A) 1571 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Memari** Police Station Case No. **834** of **2022** dated **26.12.2022** under Sections **420/406/34** of the Indian Penal Code.

And

In the matter of : Subrata Choudhuri

..... petitioner

Mr. Sudip Ghosh Chowdhury

....for the petitioner

Mr. Sudip Ghosh,

Mr. Apurba Kumar Datta,

Mr. Bitasok Banerjee

....for the State

The police complaint revolves round an agreement of sale.

Apparently, the agreement for sale was entered into in the year 1991.

In such circumstances, considering the gravity of the offence and involvement of the petitioner in the incident, 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 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 month 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.)