

17.04.2023

Sl.41

Court No.29

(AD)

(Allowed)

C.R.M. (A) 1595 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Domjur** Police Station Case No. **907 of 2022** dated **09.11.2022 (SPL TR 153/22)** under Sections **363/365** of the Indian Penal Code corresponding Chargesheet no.06/2023 dated 14.01.2023, under Sections **363/365/366/376(2)(n)/376(3)** of the Indian Penal Code and under Sections **6 & 17** of the POCSO Act and Section **9** of the Prohibition of Child Marriage Act.

And

In the matter of: **Tapan Das**

....petitioner.

Mr. Ramashis Mukherjee

Mr. Rameshwar Sinha

...for the petitioner.

Mr. Rudradipta Nandy, Ld. APP

Ms. Sonali Das

... for the State.

Petitioner prays for anticipatory bail.

The principal accused was enlarged on bail by the Coordinate Bench.

Police filed charge sheet.

The petitioner is the brother of the principal accused.

Considering the 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 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.

The prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 1595 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)