

19.04.2023

Serial no. 10

[Dd]

(Anticipatory bail)

(Allowed)

CRM (A) 1639 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Chanchal** Police Station Case No. **1278** of **2022** dated **25.10.2022** under Sections **457/323/376/511/341** of the IPC.(G.R. Case No. 2977/2022)

-And-

In the matter of : **Koushik Chunari**

... .. Petitioner

Mr. Kallol Mondal,
Mr. Souvik Das,
Mr. Sourav Mukherjee, Advocates
... .. *For the Petitioner*

Mr. Abhra Mukherjee,
Mr. Dipankar Mahata, Advocates
... ..*For the State*

Leave granted to the learned advocate-on-record for the petitioner to correct the cause title.

Police filed charge sheet, *inter alia*, under Sections 376/511 of the Indian Penal Code, 1860 after conducting an investigation under Sections 457/323/376/511/341 thereof.

The claim of attempt to rape as alleged as against the petitioner is required to be adjudicated at the trial.

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 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) 1639 of 2023 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)