

02.05.2023
Sl.6
Court No.29
(AD)
(Allowed)

C.R.M. (A) 1736 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Magrahat** Police Station Case No.**342 of 2022** dated **20.08.2022** under Sections **498A/313/420/506/34** of the Indian Penal Code.

And

In the matter of: **Nasir Fakir @ Nasir Uddin Fakir**

....petitioner.

Mr. Kallol Kumar Basu

Md. Jannat Ul Firdous

... for the petitioner.

Mr. Saswata Gopal Mukherji, Ld. PP

Mr. Aniket Mitra

...for the State.

Mr. Rajesh Naskar

... for the De facto complainant.

Petitioner prays for anticipatory bail.

The de facto complainant recorded a statement under Section 164 of the Code of Criminal Procedure subsequent to the order dated April 24, 2023 where she stated that, she filed the police case due to political pressure.

In view of such statement of the de facto complainant as recorded under Section 164 of the Code of Criminal Procedure, 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner will report before the Investigating Officer as and when called for till the conclusion of the 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.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 1736 of 2023 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)