

32 26.04.2024
(AD) Court No.29

C.R.M. (A) 1758 of 2023
with
IA No.: CRAN 1 of 2024

In Re: IA No.:CRAN 1 of 2024

In Re: - An application for relaxation of the conditions of anticipatory bail under Section 439 (1)(b) of the Code of Criminal Procedure, 1973 imposed on 11.05.2023 in CRM (A) 1758 of 2023.
And

In the matter of: Giriraj Kakra

.... petitioner.

Mr. Pawan Kumar Gupta
Ms. Sofia Nesar
Mr. Santanu Sett

... for the petitioner.

Mr. Debasish Roy, Ld. PP
Mr. Rudradipta Nandy, Ld. APP
Ms. Sanjana Saha

... for the State.

1. Allegations made by the petitioner seeking relaxation of condition of anticipatory bail are serious.
2. Petitioner alleges that, the police filed charge sheet where the petitioner was not named. Despite the same, police invited the jurisdictional Court to cause issuance of warrant of arrest on the allegation of non-compliance of the condition of anticipatory bail.
3. Learned Advocate appearing for the petitioner submits that, further investigations are ongoing. He submits that, his client has prepared an application under the Contempt of Courts Act, 1971 and attempted to file it in the department and that the department did not accept the same.
4. State is represented by the learned Public Prosecutor who relies upon an intimation dated April 26, 2024.

5. Such intimation suggests that, the police invited the jurisdictional Court to issue warrant of arrest as against the petitioner on the ground of violation of the condition of grant of anticipatory bail by him.
6. Since the contempt petition is yet to be filed, it would be appropriate to adjourn the present application for a fortnight.
7. In the meantime, petitioner need not report before the Investigating Officer in terms of the order of granting anticipatory bail to the petitioner.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)