

17.05.2023
Sl.28
Court No.29
(AD)
(Allowed)

C.R.M. (A) 2036 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Raninagar** Police Station Case No.**479 of 2022** dated **05.11.2022** under Sections **195A/506/34** of the Indian Penal Code corresponding to G.R. No.3697/22.

And

In the matter of: **Shah Alam Sarkar @ Saha Alam Sarkar**
....petitioner.

Mr. Shiladitya Banerjee
Mr. Shibendra Narayan Sukul
... for the petitioner.

Ms. Eshita Dutta
...for the State.

Petitioner prays for anticipatory bail.

Petitioner was enlarged on anticipatory bail by an order dated November 3, 2022 passed in CRM (A) 5067 of 2022. Thereafter, there is an allegation as against the petitioner of threatening the de facto complainant and the witnesses.

Such allegation remains uncorroborated at this stage.

In such circumstances, 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) 2036 of 2023 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)