

3 19.05.2023
(AD) Court No.29
(Allowed)

C.R.M. (A) 2072 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Nowda** P.S. Case No.**151 of 2023** dated **09/05/2023** under Sections **420/406/409/34** of the Indian Penal Code.

And

In the matter of: **Jiarul Haque Sekh & Anr.**

....petitioners.

Ms. Minoti Gomes

...for the petitioners.

Mr. Ranabir Roy Chowdhury
Mr. Mainak Gupta

...for the State.

Petitioners pray for anticipatory bail.

Apparently, there are civil disputes between the private parties.

The Court is informed that there are proceedings under the Arbitration and Conciliation Act, 1996 pending between the private parties.

In such circumstances, we grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest, the petitioners shall be released on bail upon furnishing a Bond of Rs.10,000/- (Rupees Ten Thousand Only) each, 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 further condition that the petitioner no.1 will report before the Investigating Officer once a month till the conclusion of the investigation and petitioner no.2 will cooperate with the

investigation till the conclusion of the investigation and on condition that the petitioners 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 petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

The prayer for anticipatory bail of the petitioners is allowed.

C.R.M. (A) 2072 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)