

22.09.2023

SL. 4

Court No. 29

Sourav

(Allowed)

C.R.M. (A) 2861 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **New Market** Police Station Case No. **154** of **2023** dated **21.06.2023** under Sections **120B/408** IPC.

And

In the matter of: **Tanmoy Santra**

....petitioner.

Ms. Jagriti Bhattacharya
Mr. Tirthankar Mukherjee

...for the petitioner.

Mr. Nequive Ahmed, Ld. APP
Ms. Z. N. Khan
Ms. Ayantika Roy

...for the State.

Mr. Debabrata Roy
Mr. Suraj Poddar
Ms. Karabi Roy

... for the defacto complainant.

1. Heard learned Counsel for the parties.
2. The petitioner is stated to have complied with our order dated 08.08.2023 and has appeared before the I.O. in response to notice under Section 41A Cr.P.C. The amount alleged to be defalcated, though not admitted by the petitioner is about Rs. 25 lakhs.
3. Learned Counsel for the State fairly submits that the petitioner has complied with the notice and he has received instruction to that effect.
4. Regard being had to the facts and submission, factum of permanent residence of the petitioner, nature of allegation and substantial progress in investigation, it is directed that the petitioner shall be released on bail in the event of his

arrest by the Arresting Officer in the aforesaid P.S. case on such terms and conditions as deemed just and proper in the facts and circumstances of the case including the condition that:

i) The petitioner is directed to appear before the I.O. once in a week on the day and time fixed by the I.O. for the purpose of investigation till submission of Final Form.

5. Within 21 days from today, petitioner is directed to appear before the I.O. along with a server copy or certified copy of this order.
6. Accordingly, the prayer for anticipatory bail is allowed.
7. The application being **CRM (A) 2861 of 2023** is disposed of.
8. The I.O. is hereby directed to act upon the server copy of this order, if required.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

