

28.08.2023
ML. 543
Court No. 29
Sourav
(Allowed)

C.R.M. (A) 3364 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Saktipur** Police Station Case No. **231** of **2022** dated **07.12.2022** under Sections **489B/489C/34** IPC.

And

In the matter of: **Rahidul Sk.**

....petitioner.

Mr. Niladri Sekhar Ghosh
Mr. Tapodip Gupta
Mr. Sourav Mondal

...for the petitioner.

Ms. Zareen N. Khan
Mr. Ashok Das

... for the State.

1. Heard learned Counsel for the parties.
2. The implication of the present petitioner is based on statement of two accused persons from whom three notes of Rs. 2000/- denomination each were seized. Learned Counsel for the petitioner submits that three cases are there against the present petitioner which are found to be under Sections 399/402 IPC and not for similar offence.
3. Regard being had to such facts and submissions, factum of permanent residence of the petitioner, nature of allegation, nature of evidence and completion of investigation, it is directed that the petitioner shall surrender before the learned Chief Judicial Magistrate, Berhampore, Murshidabad in G.R. Case arising out of the aforesaid P.S. case within 15 days from today. On his appearance and application for bail the petitioner shall be released on bail on such terms and conditions as deemed just and proper in the facts and

circumstances of the case including the condition that the petitioner shall appear before the learned Trial Court on each date of substantive hearing subject to provision of Section 317 Cr.P.C.

4. Accordingly, the prayer for the anticipatory bail is allowed.
5. The application being **CRM (A) 3364 of 2023** is disposed of.
6. Learned Chief Judicial Magistrate, Berhampore, Murshidabad is hereby directed to act upon the server copy of this order, if required.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

