

16.08.2023

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Allowed

C.R.M. (A) No. 3502 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Habra Police Station Case No. 469 of 2022 dated 19.05.2022 under Sections 447/341/326/307/506/34 of the Indian Penal Code read with Sections 25(i)(a)/27/35 of the Arms Act read with Sections 3/4 of the Explosive Substances Act.

And

In Re : Prabir Majumder petitioner

Mr. Susnigdho Bhattacharyya

Ms. Swati Bhattacharyya

Ms. Bidisha Chakraborty

.....for the petitioner

Mr. Saibal Bapuli, learned APP

Mr. Arani Bhattacharya

....for the State

1. Heard the learned Counsel for the parties.

2. We have considered the materials on record.

Statements of the witnesses under Section 164 of the Code of Criminal Procedure do not implicate the petitioner in the crime. Investigation is complete. Under such circumstances, we are inclined to grant bail to the petitioner.

3. Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/-, with two sureties of like amount each, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that he shall appear before the court below and pray for regular bail within a period of four weeks from date.

4.This application for anticipatory bail is, thus, allowed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)