

22.11.2023

SL. 11

Court No. 29

Sourav

(Allowed)

C.R.M. (A) 4019 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Pursurah** Police Station Case No. **182** of **2023** dated **10.08.2023** under Sections **448/376/511/509/323** IPC (corresponding to G.R. Case No. 1212 of 2023).

And

In the matter of: **Md. Abu Ibrahim Molla @ Ibrahim Molla**

....petitioner.

Mr. Niladri Shekhar Ghosh

Ms. Sompurna Chatterjee

Mr. Sourav Mondal

Ms. Labani Sikdder

...for the petitioner.

Mr. Arijit Ganguly

Mr. Avik Ghatak

...for the State.

1. Heard learned Counsel for the parties.
2. On perusal of the entire materials of the case diary including the statement of the victim as recorded under Section 164 Cr.P.C., we *prima facie* find no much material to attract the provision of Section 376/511 IPC as against the present accused petitioner though some amount of criminality with regard to the alleged interference with the modesty of the informant is found *prima facie*.
3. Regard being had to the facts and submission, factum of permanent residence of the petitioner, nature of allegation, nature of evidence and substantial progress in investigation, it is directed that 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 conditions 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.
 - ii) The petitioner shall not threaten, induce or coerce any witness of this case in any manner whatsoever during the currency of this order.
4. 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.
 5. Accordingly, the prayer for anticipatory bail is allowed.
 6. The application being **CRM (A) 4019 of 2023** is disposed of.
 7. 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.)

