

14.09.2023
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as
[ALLOWED]

C. R. M. (A) 4069 of 2023

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Patharpratima Police Station Case No. 336 of 2023 dated 02.09.2023 under Sections 447/323/325/354/308/506/34 of the Indian Penal Code.

In Re: ***Alokesh Jana & Anr.***

... .. Petitioners

Mr. Kalyan Kr. Bhattacharjee,
Ms. Sahina Khatun.

... .. for the petitioners

Mr. Tanmoy Kr. Ghosh, Id. S.G.A.,
Mr. Asraf Mondal.

... .. for the State

1. Petitioners submit they are not the principal accused. Principal accused is in custody. They pray for anticipatory bail.
2. Learned Advocate for the State opposes the prayer for anticipatory bail.
3. We have considered the materials on record. Petitioners are not the principal accused.
4. Keeping in mind the extent of complicity of the petitioners in the crime, we are inclined to grant anticipatory bail to them.
5. Accordingly, we direct that in the event of arrest, the petitioners viz., 1) ***Alokesh Jana and 2) Pratima Jana*** be released on bail upon furnishing a bond of Rs.10,000/-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 they shall appear before the court below and pray for regular bail within four weeks from date.

6. The application for anticipatory bail is, thus, disposed of.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)