

01.12.2023
tkm/ct 28
sl no.82

C.R.M. (A) 5054 of 2023

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Raninagar P.S case no. 503 of 2023 dated 9.9.2023 under sections 448/427/379/506/435/461/34 IPC read with sections 25(1)(a)/27 of the Arms Act read with section 9B of the Indian Explosive Act

And

Allowed

In Re : Dr Jahangir Fakir

..... petitioner

Mr. M Chatterjee
Mr. M Das
Mr. D Majumder
Mr. T Hazra

..... for the petitioner

Mr. Debasish Roy, Id PP
Mr. R D Nandy
Ms. Sonali Das

..... for the State

1. Petitioner submits that the earlier application was dismissed as infructuous on the erroneous intimation that he had been arrested. Hence, he has taken out the present application.
2. Report is placed on record. From the report it appears that the petitioner has not been arrested in this case.
3. We have considered the materials on record. General allegations have been levelled against the petitioner. Co-accused have been granted pre-arrest bail. Hence, we are inclined to extend similar relief to the petitioner also.
4. 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.
5. Petitioner shall appear before the court below and pray for regular bail within four weeks from date.
6. The application being CRM (A) 5054 of 2023 is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)