

29.11.2023

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[ALLOWED]

C. R. M. (A) 5070 of 2023

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Farakka Police Station Case No. 294 of 2023 dated 23.07.2023 under Section 285 of the Indian Penal Code read with Section 9 of the West Bengal Maintenance of Public Order Act.

In Re: ***Tohirul Sk. @ Md. Tohorul Alam.***

... .. Petitioner

Mr. Mrityunjoy Chatterjee,
Mr. Manas Das,
Mr. Debapriya Majumdar,
Mr. Tushar Hazra.

... .. for the petitioner

Mr. Imran Ali,
Ms. Debjani Sahu.

... .. for the State

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Keeping in mind the nature of accusation, we are of the opinion custodial interrogation of the petitioner for progress of investigation is not necessary and petitioner may be granted anticipatory bail.
3. Accordingly, we direct that in the event of arrest, the petitioner 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and he shall appear before the court below and pray for regular bail within four weeks from date.
4. The application for anticipatory bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)

