

02.01.2023
Serial no. 13
[Dd]
(Anticipatory bail)
Allowed)

CRM (A) 5978 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Patuli** Police Station Case No. **262** of **2022** dated **08.12.2022** under Sections **420/406/120B** of the Indian Penal Code.

-And-

In the matter of : **Rabin Mukherjee**

... .. Petitioner

Mr. Mrityunjoy Chatterjee,
Mr. Ravi Ranjan Kumar, Advocates
... .. For the Petitioner

Ms. Anasuya Sinha,
Mr. Pinak Kr. Mitra, Advocates
... ..For the State

Petitioner prays for anticipatory bail.

Learned advocate appearing for the petitioner submits that a vehicle was recovered from a garage belonging to the petitioner. The petitioner was served with a notice under Section 41A of the Criminal Procedure Code. The petitioner was falsely implicated in the present police case.

Learned advocate appearing for the State draws the attention of the Court to the materials in the case diary. According to her, the vehicle was recovered from a garage belonging to a different person.

Considering the gravity of the offence and the involvement of the petitioner therein, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only), 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 further condition that the petitioner shall report before the Investigating Officer once in a month till the conclusion of the investigation and on further condition that the petitioner shall appear on every date before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

Prayer for anticipatory bail of the petitioner is **allowed**.

CRM (A) 5978 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)