

03.01.2023

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 6110 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Santaldih** Police Station Case No. **78** of **2022** dated **25.11.2022** under Sections 379/411/414 of the Indian Penal Code, 1860 and read with Section 30 of the Coal Mines (Nationalisation) Act, 1973.

And

In Re : Kartick Mondal & Anr.

..... petitioners

Mr. Sourav Chatterjee

Mr. Sougata Mitra

Mr. Pawan Gupta

Mr. Rameswar Sinha

....for the petitioners

Mr. Bidyut Kumar Roy

Mr. Pratick Bose

....for the State

Police seized approximately 33 metric ton of coals from a public place.

The seizure list witness claimed that he heard that the petitioners are involved in such storage.

Considering the materials in the case diary at this stage, we grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest the petitioners shall 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 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 petitioners shall meet the Investigating Officer once a week till the conclusion of the investigation and on condition that the petitioners 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 petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)