

AD-251
Ct No.01
Jalpaiguri
03.02.2023
TN

**Calcutta High Court
In The Circuit Bench at Jalpaiguri
Appellate Side**

CRM (A) 12 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on **02.01.2023** in connection with **Falakata** Police Station Case No. **662** of **2022** dated **25.12.2022** under Sections **417/376/323/324/506/34** **IPC, 1860**, corresponding to **G.R.** Case No. **2614 of 2022**.

And

In the matter of: **Etika Kharia and others**

.... petitioners

Mr. Hillol Saha Podder,
Ms. Mousumi Das

... for the petitioners

Mr. Kallol Acharjee,
Mr. Sagnik Sankar Sikdar

... for the State

Learned counsel for the petitioners seeks anticipatory bail.

Learned counsel for the State opposes the prayer for anticipatory bail.

Upon hearing learned counsel, it transpires that the petitioners were co-accused where the principal allegation was under Section 376 of the Indian Penal Code. All the three petitioners are ladies and, as such, in the circumstances, we are inclined to grant anticipatory bail.

Accordingly, CRM (A) 12 of 2023 is allowed, thereby granting anticipatory bail to the petitioners on condition that the petitioners shall satisfy the stipulations in Section 438(2) of the Code of Criminal Procedure.

In the event of arrest, the petitioners shall be released on bail upon furnishing individual bonds of Rs.2,000/-, with two sureties of

like amount each, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Alipurduar. The sureties may be common in respect of all the three petitioners. The petitioners shall not leave the territorial jurisdiction of the concerned police station during the entire period of investigation and shall make themselves available to meet the Investigating Officer and/or for interrogation in the event so required by the Investigating Officer.

(Sabyasachi Bhattacharyya, J.)

(Rai Chattopadhyay, J.)