

D/L 187
February 9, 2023
MNS

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

CRM (A) 41 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 06.01.2023 in connection with Siliguri Police Station Case No. 927 of 2022 dated 10.10.2022 for the alleged offence under Section 341, 323, 326, 307, 506 and 34 of the Indian Penal Code, 1860.

And

In the matter of: Abhishekh Routh @ Kancha

.... petitioner

Mr. Jaydeep Kanta Bhowmik,
Mr. Sayantan Bhowmik

... for the petitioner

Mr. A. S. Chakraborty,
Mr. Tapan Bhattacharjee

... for the State

Learned counsel for the petitioner submits that other co-accused persons standing on similar footing as of the petitioner were granted bail. That apart, the nature of the injury is simple as per the medical report.

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

However, keeping in view of the circumstances as highlighted above, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, CRM (A) 41 of 2023 is allowed, thereby granting anticipatory bail to the petitioner on condition that the petitioner shall

satisfy the stipulations in Section 438(2) of the Code of Criminal Procedure.

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, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Siliguri. The petitioner shall not leave the territorial jurisdiction of the concerned police station during the entire period of investigation and shall meet the Investigating Officer as and when required.

(Sabyasachi Bhattacharyya, J.)

(Rai Chattopadhyay, J.)