

16.11.2023
Serial no. 18
(Anticipatory bail)
(Allowed)
(Dd)

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

CRM (A) 891 of 2023

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Sahebganj** Police Station Charge Sheet No. 31 of 2023 dated 25.02.2023 in connection with Sahebganj Police Station Case No. 439 of 2022 dated 30.11.2022 under Sections **306** and **34** of Indian Penal Code, 1860.*

-And-

In the matter of : **Sourav Barman**

... .. Petitioner

*Mr. Sayak Chakraborty,
Mr. Wrickbrata Roy,
Ms. Pratusha Dutta Chowdhury, Advocates
... .. For the Petitioner*

*Mr. Nilay Chakraborty,
Ms. Sukanya Adhikary,, Advocates
... ..For the State*

Police submitted charge sheet, inter alia, under Section 306 of the Indian Penal Code after conducting an investigation, *inter alia*, under Section 302 of the Indian Penal Code.

In such circumstances, considering the materials in the case diary and the fact that police filed charge sheet under Section 306 of the IPC, 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 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) 891 of 2023 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)