

16.01.2024

Serial no. 05

Anticipatory bail

[Allowed]

Dd

CRM (A) 96 of 2024

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Hili** Police Station Case No. **213** of **2023** dated **2.11.2023** under Sections **379/411** of the Indian Penal Code, 1860.*

(G.R. Case No. 2194 / 2023)

-And-

*In the matter of : **Pijush Sarkar***

*... .. **Petitioner***

Mr. Biswajit Manna, Advocate

... .. For the Petitioner

Mr. Debasish Roy, PP

Mr. Rudradipta Nandy, APP

Mr. Goutam Wilson, Advocates

... ..For the State

Petitioner claims that the money seized from the two co-accuseds belongs to him. Petitioner claims that the petitioner is an exporter of onion and that such money was sent through co-accuseds to be paid to the supplier.

State is represented.

Since the petitioner acknowledges that the money seized belongs to him, we 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 fortnight 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) 96 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)