

01.02.2024
DL.25
Court No.29
(AD)
(Allowed)

C.R.M. (A) 283 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Nakashipara** Police Station Case No.**982 of 2023** dated **24.11.2023** under Sections **363/366/34** of the Indian Penal Code, 1860 (G.R. Case No.5121 of 2023).

And

In the matter of: **Rajendra @ Rajen Halder**

....petitioner.

Ms. Minoti Gomes
Mr. Amanul Islam
Mr. Sourav Mukherjee

...for the petitioners.

Mr. Aniket Mitra

... for the State.

Police are investing a case of kidnapping.

Victim was recovered and recorded her statement under Section 164 of the Code of Criminal Procedure where, the victim stated that she went away voluntarily with the petitioner.

Victim stated in her deposition that she was 14 years of age. She also claimed that there was no physical relationship between her and the petitioner.

In view of such statement recorded by the victim, 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner will report before the Investigating Officer once a month till the conclusion of the investigation and on 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.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 283 of 2024 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)