

13.02.2024

Serial no. 39

Anticipatory Bail

[Allowed]

Dd

CRM (A) 444 of 2024

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Murara** Police Station Case No. **12** of **2024** dated **19.01.2024** under Sections **447/379/34** of the Indian Penal Code, 1860 & **4(1)** of Mines & Minerals (Development & Regulation) Act, 1957 & **31** of Mines & Minerals (Development & Regulation) Act, 1957.. (G.R. Case No. 103/2024)*

-And-

In the matter of : **Sri Rakesh Tanwani & Ors.**

... .. Petitioners

Ms. Manika Sarkar,

Ms. Yasminara Khatun, Advocates

... .. For the Petitioners

Mr. Arijit Ganguly,

Mr. Gautam Banerjee, Advocate

... ..For the State

Co-accused was enlarged on anticipatory bail by the order dated February 6, 2024 passed in CRM (A)369 of 2024, *inter alia*, on the ground that there is a writ petition relating to wrongful termination of mining lease pending.

In such circumstances, we grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only) each, 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 petitioners shall report before the Investigating Officer once in a fortnight till the conclusion of the

investigation and on further condition that the petitioners 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 petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

Prayer for anticipatory bail of the petitioners is **allowed**.

CRM (A) 444 of 2024 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)