

19.02.2024

Serial no. 07

Anticipatory bail

[Allowed]

Dd

CRM (A) 513 of 2024

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Sagardighi** Police Station Case No. **651** of **2023** dated **02.12.2023** under Section **376** of the Indian Penal Code, 1860.*

(G.R. Case No. 3185/2023)

-And-

*In the matter of : **Adhir Kumar Mandal @ Adhir Mondal**
... .. **Petitioner***

*Ms. Minoti Gomes,
Mr. Somnath Adhikary, Advocates
... .. For the Petitioner*

*Mr. Antarikhya Basu, Advocate
... ..For the State*

Affidavit-of-service filed in Court be taken. None appears for the victim.

Petitioner relies upon messages shared on the mobile with the de facto complainant.

Messages suggest that there was a relationship between the petitioner and the de facto complainant.

Apparently, the de facto complainant is married to another person.

In such circumstances, 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 month 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) 513 of 2024 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)