

11.03.2024

Serial no. 31
Anticipatory bail
[Allowed]
Dd

CRM (A) 622 of 2024

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Berhampore** Police Station Case No. **881** of **2023** dated **04.07.2023** under Sections **376/406** of the Indian Penal Code, 1860.*

-And-

*In the matter of : **Saikhul Islam** **Petitioner***

*Mr. S. K. Abdus Salem,
Mr. Minhaz Serweny Islam, Advocates
... .. For the Petitioner*

*Mr. Sonali Das, Advocate
... ..For the State*

*Ms. Reshmi Khatun, Advocate
... ..For the de facto complainant*

Pursuant to our order dated February 23, 2024 victim recorded a statement under Section 164 of the Criminal Procedure Code where she claims that, she does not wish to proceed any further with the complaint.

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 as and when called for 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) 622 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)