

04.03.2024

ML.1

Court No.29

(AD)

(Allowed)

C.R.M. (A) 702 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bangshihari** Police Station Case No.**166 of 2023** dated **10.07.2023** under Sections **306/34** of the Indian Penal Code, 1860. (G.R. Case No.718 of 2023).

And

In the matter of: **Amit Chowdhury & Anr.**

....petitioners.

Ms. Jeenia Rudra

...for the petitioners.

Mr. Madhusudan Sur, Ld. APP

Mr. A.S. Chatterjee

... for the State.

Claim for parity with the other co-accuseds who was granted anticipatory bail by the order dated January 25, 2024 passed in CRM (A)5046 of 2023 is not being disputed on behalf of the State.

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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner no.1 will report before the Investigating Officer once a month till the conclusion of the investigation and petitioner no.2 will cooperate with the investigation till the conclusion of the investigation and on 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.

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

C.R.M. (A) 702 of 2024 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)