

12.03.2024
Item No.11
Ct. No. 29
CHC
Allowed

C.R.M.(A) 870 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bhimpur** Police Station Case No. **437/2023** dated **08/11/2023** under Sections **363/365/366 & 34** of the Indian Penal Code.

And

In the matter of : Sujan Ghosh

..... petitioner

Mr. Sumanta Das

....for the petitioner

Mr. Sudip Ghosh, Sr. Govt. Advocate

Mr. Rajes Jana

....for the State

Petitioner prays for anticipatory bail.

Police filed charge-sheet.

There is a statement under Section 164 of the Criminal Procedure Code by the victim claiming that she went away voluntarily due to a love affair. Section 164 statement of her, states nothing about the affair but claims that, she went away voluntarily after a dispute with her parents.

In view of such materials in the Case Diary, 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

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.

This application for anticipatory bail is, thus, allowed.

CRM(A) 870 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)