

13.03.2024
Item No.19
Ct. No. 29
CHC
Allowed

C.R.M.(A) 893 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kotwali** Police Station Case No. **271** of **2023** dated **26.03.2023** under Sections **306/34** of the Indian Penal Code, 1860.

And

In the matter of : Bivash Chandra Das

..... petitioner

Mr. Sujoy Sarkar

....for the petitioner

Mrs. Faria Hossain,

Mr. Sandip Kundu

....for the State

Petitioner prays for anticipatory bail.

Police filed charge-sheet.

Apparently, the victim committed suicide.

Victim left behind a suicide note implicating the petitioner and another person.

As to whether, the petitioner abetted in the commission of the crime may be decided at the trial.

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 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) 893 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)