

22.4.2024
SL No. 417
Ct No. 29
Srimanta /SB

C.R.M. (A) 1146 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bagnan** P.S. Case No. 105 of 2024 dated 20.2.2024 under Sections 376/417/506 of the Indian Penal Code.

And

In the matter of: Sk. Sagar @ Sk. Abdul Kalam

....Petitioner

Mr. Soumya Basu Roy Chowdhury

...for the Petitioner

Mr. Pravash Bhattacharyya
Mr. Debarshi Brahma

...for the State

1. State informed the de facto complainant.
2. None appears for de facto complainant.
3. Statement of the de facto complainant recorded under Section 164 of Code of Criminal Procedure, remains largely uncorroborated at this stage.
4. Moreover, there is a delay in lodgement of the F.I.R.
5. In such circumstances, we grant anticipatory bail to the petitioner.
6. Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of Rs. 10,000/- 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. The petitioner shall appear before the Investigating Officer once in a week till the conclusion of the investigation. 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.

7. This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)