

C.R.M. (A) 1165 of 2024

30.04.2024
DL-42
Court No.29
(AD)
(Allowed)

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Dadpur** Police Station Case No.**300 of 2023** dated **17.02.2023** under Sections **379/411** of the Indian Penal Code, 1860 with adding Sections **21(1)** of Mines and Minerals Act and Sections **417/467/468/471** of the Indian Penal Code, now pending before the Learned Chief Judicial Magistrate, Chinsura, Hooghly. (G.R. Case No.3577 of 2023)

And

In the matter of: **Birendra Shaw**

....petitioner

Mr. Abhra Mukherjee

...for the petitioner.

Mr. Rudradipta Nandy, Ld. APP

... for the State.

1. Petitioner complied with the order dated April 15, 2024 and deposited the royalty payable.
2. Police filed charge sheet.
3. Considering such conduct of the petitioner, the materials in the case diary, we grant anticipatory bail to the petitioner.
4. 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 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.

5. The prayer for anticipatory bail of the petitioner is allowed.
6. **C.R.M. (A) 1165 of 2024** is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)