

18.4.2024

DL-31
Court No.29
SD/Srimanta)
(Allowed)

C.R.M. (A) 1190 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Tehatta** Police Station Case No. **198 of 2024** dated **22.3.2024** under Sections **448/376/511** of the Indian Penal Code.

And

In the matter of: **Shudhamoy Halder @ Sudamay Halder**
....petitioner.

Mr. Abdul Aziz Mondal

...for the petitioner.

Mr. Arindam Sen

Ms. Rajnandini Das

... for the State.

Affidavit of service filed in Court be taken on record.

None appears for the victim.

Apparently, there is a counter police complaint with regard to an incident of assault.

Issue of false implications remains.

Materials in this case diary at this stage does not corroborate the claim of attempt to rape.

Under 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner will report before the Investigating Officer once a fortnight till the conclusion of the investigation 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.

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

C.R.M. (A) 1190 of 2024 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)