

09.04.2024
Item No.96
AD/SD
Court No.28
(Allowed)

C.R.M. (A) No. 1186 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Chinsurah** Police Station Case No. **261 of 2018** dated **03.11.2018** under Sections **306/34** of the Indian Penal Code, 1860 pending before the Court of the Learned Chief Judicial Magistrate at Hooghly. (G.R. Case No.1846 of 2018)

And

In Re : Rudra Narayan Chatterjee @ Rudra Chatterjee
..... petitioner

Mr. Ayan Bhattacharya
Mr. Sayak Ranjan Ganguly
Ms. Srijani Ghosh
Ms. Indrani Majumder

.....for the petitioner

Mr. Arnab Chatterjee
Mr. Ratul Ghosh

....for the State

1. Petitioner submits he is in no way involved in the suicide of the victim and his son. Victim had taken money from various aspiring candidates in TET examination and entrusted the money to one Ayan Sil and his associates. When the candidates sought refund, said Ayan Sil and his associates refused to return the money. Due to pressure, the victim and his son committed suicide. There is no allegation victim had entrusted money to the petitioner or that he had incited the suicide. He had cooperated during investigation. He prays for anticipatory bail.
2. Learned Lawyer for the State submits petitioner had also induced various aspiring candidates of TET examination to pay money to him.

3. We have considered the materials on record. There is no allegation that the victim had entrusted money to the petitioner or that he refused to pay. The slender allegation against the petitioner is that he had induced TET aspirants to pay money to him on the false assurance of success.
4. In this backdrop, role of the petitioner in the suicide of the victim and his son appears to be negligible. It is contended he had cooperated during investigation which is not disputed on behalf of the State.
5. Under such circumstances, we are of the opinion petitioner may be granted anticipatory bail.
6. Accordingly, we direct that in the event of arrest the petitioner 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 and on condition that he shall appear before the jurisdictional Court and pray for regular bail within a period of four weeks from date.
7. The prayer for anticipatory bail of the petitioner is allowed.
8. **C.R.M. (A) No. 1186 of 2024** is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)