

22.04.2024
Item No.355
Ct. No. 29
CHC
Allowed

C.R.M.(A) 1290 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Shamserganj** Police Station Case No. **344/23** dated **08.09.2023** under Sections **363/365** of the Indian Penal Code, pending before the Learned Sessions Judge, Murshidabad.

AND

In the matter of : Mikder Sk @ Mirdar Sk

..... petitioner

Mr. Samiul Akhtar Munshi
....for the petitioner

Ms. Anasuya Sinha, Ld. A.P.P.
....for the State

Petitioner prays for anticipatory bail.

Police filed charge-sheet.

Victim recorded her statement under Section 164 of the Criminal Procedure Code which apparently suggests that she left voluntarily with the petitioner.

Considering the materials in the Case Diary and considering the age of the petitioner and considering the fact that police filed charge-sheet, we do not find need for putting the petitioner in custody at this stage.

Consequently, 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) 1290 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)