

22.05.2024

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Ct. No. 03

S.D.

Allowed

C.R.M.(A) 1539 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Gangnapur** Police Station Case No. **323** of **2022** dated **04.07.2022** under Sections **417/376** of the Indian Penal Code, 1860 pending before the learned Additional Chief Judicial Magistrate, Ranaghat, Nadia.

And

In the matter of: **Hasan Mandal @ Kamal Uddin Mandal**
.....petitioner

Ms. Sananda Bhattacharya
...for the petitioner

Mr. Iqbal Kabir
Ms. Atulya Sinha
.... For the State

Report submitted in Court be taken on record.

Defacto complainant recorded a statement under Section 164 of the Cr.P.C. subsequent to the order dated May 2, 2024 which is exonerative in nature.

In 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/-, 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 will report before the Investigating Officer once 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)