

21.05.2024
DL-31
Court No.3
(AD)
(Allowed)

C.R.M. (A) 1726 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.**288 of 2024** dated **20.04.2024** under Sections **448/323/325/376/511/34** of the Indian Penal Code, 1860, now pending before the Learned Additional Chief Judicial Magistrate, Tehatta, Nadia. (S.L No.835 of 2024).

And

In the matter of: **Sumon Biswas**

....petitioner.

Mr. Asraf Mandal

...for the petitioner.

Mr. Joydeep Biswas

Mr. Saptarshi Chakraborty

... for the State.

1. Affidavit of service filed in Court be taken on record.
2. None appears for the de facto complainant.
3. In an incident of assault, the de facto complainant suffered simple injury.
4. Allegation of attempt to rape largely remains uncorroborated at this stage.
5. Consequently, we grant anticipatory bail to the petitioner.
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/- (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 week 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.

7. Accordingly, the prayer for anticipatory bail of the petitioner is allowed.
8. **C.R.M. (A) 1726 of 2024** is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)