

22.05.2024
Item No.15
Ct. No. 3
CHC
Allowed

C.R.M.(A) 1745 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Moyna** Police Station Case No. **0022** dated **19/01/2023** under Sections **147/148/149/307/324/325/326/341/379/506** of the Indian Penal Code, pending before the Court of Learned Chief Judicial Magistrate, Purba Medinipur at Tamluk.
And

In the matter of : Samaresh Barai @ Soumesh Barai & ors.
..... petitioners

Mr. Ayan Basu,
Mr. Sourav Bera,
Mr. Sumit Routh
....for the petitioners

Mr. Binoy Kumar Panda,
Ms. Ankita Pal
....for the State

Petitioners pray for anticipatory bail.

Police filed charge-sheet.

Claim for parity with the co-accused who were granted anticipatory bail by the order dated April 30, 2024 passed in CRM(A) 1510 of 2024 is not being disputed on behalf of the State.

In such circumstances, we grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand only) each, 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 petitioners 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 petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

This application for anticipatory bail is, thus, allowed.

CRM(A) 1745 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)