

13.09.2024

Court No.29

Item No06

Allowed

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CRM (A) 2970 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Harishchandrapur Police Station Case No. 529 of 2024 dated 26.06.2024 corresponding to G.R Case No. 1718 of 2024 under Sections 341/354/376/511/323/308 of the Indian Penal Code.

In Re: Sujal Ali @ nawaz Ali @ Nuwaj Ali

Petitioner

Mr. Sujoy Sarkar

Mr. Arup Sarkar

Ms. Sneha Srivastava

Mr. Rahul Chachar For the Petitioner

Mr. Sujan Chatterjee For the State

1. In spite of service the victim is not represented.
2. The report filed by the S.I as regards service is taken on record,
3. Considering the materials available in the case diary, the nature and extent of complicity of the petitioner in the commission of the alleged offence and having regard to the nature of the statement of the victim, we are of the view that custodial interrogation of the petitioner is not necessary.
4. Accordingly, we direct that in the event of arrest, the petitioner, namely, **Sujal Ali @ nawaz Ali @ Nuwaj Ali** shall be released on bail upon furnishing a bond of Rs.10,000/-, with two registered sureties of like amount each, subject to the satisfaction of the Arresting Officer and also to comply with the conditions as laid down in Section 438(2) of the Code of Criminal Procedure, 1973 corresponding to Section 482(2) of the BNSS, 2023. The petitioner shall meet the I.O once in a week till the submission of the final report and on further condition that the petitioner

shall appear before the **learned Additional Chief Judicial Magistrate, Chanchal, Malda**, within two weeks from date in connection with **G.R Case No. 1718 of 2024**. In the event of non-compliance of any of the conditions, the anticipatory bail shall stand automatically cancelled without any further reference to this Court.

5. Accordingly, the prayer for anticipatory bail of the petitioner is allowed and the same is accordingly disposed of.
6. All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Soumen Sen, J)

(Prasenjit Biswas, J)