

05.09.2024

Court No.29

Item No.45

Allowed

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CRM (A) 3110 of 2024

In Re:- An application for anticipatory bail under 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Dadpur Police Station Case No. 266 of 2023 dated 29.10.2023 corresponding to G.R Case No. 3063 of 2023 under Sections 364(A)/506/34 of the Indian Penal Code.

In Re: Swapan Dhara

Mr. Sabad Uddin Laskar For the Petitioner

Mr. Soumik Ganguly
Mr. Tirupati Mukherjee For the State

1. Heard the learned counsel for the parties.
2. Considering the materials available in the case diary, the statement of the victim which does not mention any specific overt act on the part of the petitioner and he has not been named by the victim, we are of the view that custodial interrogation of the petitioner is not necessary.
3. Accordingly, we direct that in the event of arrest, the petitioner, namely, **Swapan Dhara** shall be released on bail upon furnishing a bond of Rs.10,000/-, with two sureties of like amount each, one of whom must be local, 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 Chief Judicial Magistrate, Chinsurah, Hooghly**, within two weeks from date in connection with **G.R Case No. 3063 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.

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

(Soumen Sen, J)

(Shampa Dutt (Paul), J)