

22.04.2024
Item No.398
Ct. No. 29
CHC
Allowed

C.R.M.(A) 4362 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kharagpur (Town)** Police Station Case No. **432/2023** dated **15.09.2023** under Sections **417/376(2)(n)/384/506/34** of the Indian Penal Code, 1860, pending before the Learned Chief Judicial Magistrate, Paschim Medinipur vide GR Case No.835/2023.

And

In the matter of : Kalicharan Rath @ Kali Charan Ratho & anr.
..... petitioners

Mr. Soumyajit Das Mahapatra,
Ms. Madhurai Sinha
....for the petitioners

Mr. Santanu Chatterjee
....for the State

Application is taken up for consideration subsequent to the order dated April 2, 2024.

By an order dated September 29, 2023, the coordinate Bench afforded interim protection to the petitioners on terms.

Court is informed that, petitioners complied with such terms. The mobile phones of the petitioners were seized. Petitioners cooperated with the investigation.

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 further condition that the petitioners will report before the Investigating Officer once in a week till the conclusion of investigation 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) 4362 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)