

25.01.2024
DL.49
Court No.29
(AD)
(Allowed)

C.R.M. (A) 5048 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Watgunge** Police Station Case No.**191 of 2023** dated **15.09.2023** under Sections **135/138** of the Electricity Act, 2003.

And

In the matter of: **Sk. Sabir**

....petitioner.

Mr. Indranil Halder

... for the petitioner.

Ms. Kumkum Mitra

...for the State.

Ms. Sreyashee Biswas

... for the CESC.

Petitioner deposited 50 per cent of the final assessment bill with the distribution company.

Petitioner is in the process of depositing the balance 50 per cent by way of instalments agreed to between the petitioner and the distribution company.

Court is informed that out of the balance 50 per cent payable in instalments, three instalments were paid by the petitioner.

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

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 as and when called for 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.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 5048 of 2023 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)