

20.02.2024

24
Ct. No. 29
S.D.
Allowed

C.R.M.(A) 5119 of 2023

In Re:- In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Diamond Harbour Cyber Crime** Police Station Case No. **13 of 2023** dated **03.08.2023** under Sections **419/420/120B/406** of the Indian Penal Code.

And

In Re : **Arup Maity**

..... petitioner

Mr. Amitabha Karmakar

Mr. Goutam Banerjee

Mr. Arup Kumar Bhowmick

...for the petitioner

Ms. Shreyashee Biswas

...for the State

The report submitted in Court be taken on record.

Apparently, the petitioner deposited the entire defalcated amount with the defacto-complainant.

Considering such conduct of the petitioner and the materials in the case diary, 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/-, 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. The petitioner shall report before the Investigating Officer once a month till the conclusion of the investigation. 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)