

24.01.2024
ML.395
Court No.29
(AD)
(Allowed)

C.R.M. (A) 5104 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Tamluk** Police Station Case No.**987 of 2022** dated **30.10.2022** under Sections **363/366/506/434** of the Indian Penal Code, 1860 (G.R. Case.No.3194 of 2022).

And

In the matter of: **Chandan Ghorai @ Chandan Kumar Ghorai & Anr.**

....petitioners.

Mr. Amal Krishna Samanta

...for the petitioners.

Md. Rafikul Islam
Ms. Manisha Sharma

... for the State.

Police are proceeding against the petitioners, inter alia, for kidnapping the victim.

Victim recorded her statement under Section 164 of the Code of Criminal Procedure, where she stated that she went with the petitioners voluntarily.

In view of the contents of the statement of the victim recorded under Section 164 of the Code of Criminal Procedure, 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioners will report before the Investigating Officer once a month till the conclusion of the 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.

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

C.R.M. (A) 5104 of 2023 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)