

CRM (A) 5227 of 2023

In re : An application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Bhutni Police Station Case No. 123 of 2023 dated 21.06.2023 under Sections 448/323/376/511/506/34 of the Indian Penal Code.

-And-

In the matter of : Pandab Ghosh

... ..petitioner

Md. Wasim Akram

... .. for the petitioner

Ms. Anasuya Sinha

... ...for the State

Co-accused was enlarged on anticipatory bail by the co-ordinate Bench by an order dated August 31, 2023 passed in CRM (A) 3546 of 2023.

We perused the materials in the case diary.

We are of the view the petitioner before us should be afforded the same facility as the co-accused who are enlarged on bail by the co-ordinate Bench.

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 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 petitioner shall report before the Investigating Officer once in a month till the conclusion of the investigation and on further 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 petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

Prayer for anticipatory bail of the petitioner is allowed.

Hence, the application for anticipatory bail is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)