

05.02.2024
Item No.35
Ct. No. 29
CHC
Allowed

C.R.M.(A) 5211 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Amherst Street** Police Station Case No. **215** of **2023** dated **01.10.2023** under Sections **419/420/468/471/120B** of the Indian Penal Code, 1860.

And

In the matter of : Amit Kumar

..... petitioner

Mr. Pawan Kumar Gupta,
Mr. Sougata Mitra,
Ms. Sofia Nesar,
Ms. Soma Chakraborty,
Mr. Santanu Sett
....for the petitioner

Mr. Sudip Ghosh, Sr. Govt. Adv.
Ms. Sriparna Das
....for the State

Petitioner prays for anticipatory bail.

Prayer of anticipatory bail is founded on the ground of parity with other co-accused who was granted such facility by the order dated January 9, 2021 passed in CRM(A) 39 of 2024.

Apparently, there are allegations of violation of copyright. There is an element of civil dispute involved.

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 will report before the Investigating Officer once in a week till the conclusion of 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.

This application for anticipatory bail is, thus, allowed.

CRM(A) 5211 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)