

01.02.2024

Serial no. ML 628

Anticipatory Bail

[Allowed]

Dd

CRM (A) 5350 of 2023

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Sonarpur** Police Station Case No. **865** of **2023** dated **17.08.2023** under Sections **420/406** of the Indian Penal Code, 1860.
(G.R. Case No. 4728/2023)*

-And-

In the matter of : **Anupam Mishra & Anr.**
... .. **Petitioners**

*Mr. Mukteswar Maity,
Ms. Nupur Choudhuri, Advocates
... .. For the Petitioners*

*Mr. Saibal Bapuli, APP
Ms. Jonaki Saha, Advocates
... ..For the State*

The relationship between the petitioners and the victim are of landlord and tenant.

Apparently, the police complaint revolves around such dispute.

In such circumstances, 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 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 no. 1 shall report before the Investigating Officer once in a fortnight till the conclusion of the investigation and petitioner no. 2 shall cooperate with the investigation till its completion and on further 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.

Prayer for anticipatory bail of the petitioners is **allowed**.

CRM (A) 5350 of 2023 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)