

29.11.2024
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Allowed

C.R.M. (A) No. 4143 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Karimpur Police Station Case No. 177 of 2024 dated 23.09.2024 under Sections 281/105 of the BNS.

And

In Re : Atanu Singharoy @ Tanmay Singh Roy @ Tanmoy Singha Roy petitioner

Mr. Bibhavasana Bhattacharya
Mr. Asraf Mandal

.....for the petitioner

Mr. Avishek Sinha
Ms. Srilekha Chatterjee

..... for the State

Mr. Santanu Talukdar
Mr. Priyanka Ganguly
Mrs. Shalini Bairagi
Mr. Sourav Mukherjee

....for the de facto complainant

1. Learned Counsel for the petitioner submits there was a road traffic accident and he also sustained injuries. He prays for anticipatory bail.

2. Learned Counsel for the State opposes the prayer for anticipatory bail.

3. Learned Counsel for the *de facto complainant* submits petitioner had monetary dispute with the husband of the deceased.

4. We have considered the materials on record. Statements of witnesses show petitioner while driving a motor

cycle hit the victim. She died subsequently. Petitioner had also suffered injuries in the course of the incident. Although in the FIR it is alleged there was monetary dispute between the parties no other statement corroborates this version. In view of the aforesaid facts we are inclined to grant anticipatory bail to the petitioner.

5. 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, one of whom must be local, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita and on condition that he shall appear before the jurisdictional court and pray for regular bail within a period of four weeks from date.

6. The application for anticipatory bail is, thus, allowed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)