

29.11.2024
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Allowed

C.R.M. (A) No. 4158 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Chinsurah Police Station Case No. 379 of 2024 dated 03.09.2024 under Sections 420/406 of the Indian Penal Code.

And

In Re : Sri Alok Mohan Dhar petitioner

Mr. Pawan Kumar Gupta
Ms. Sofia Nesar
Mr. Santanu Sett

.....for the petitioner

Ms. Faria Hossain, learned APP
Md. Zubair Alam

..... for the State

1. Learned Counsel for the petitioner submits account of the *de facto complainant* could only be electronically operated. There is no scope of withdrawal of cash through cheques or any physical mode. He is a postal agent and does not have access to the online portal of the post office. He co-operated with investigation and prays for anticipatory bail.

2. Learned Counsel for the State produces the case diary.

3. We have considered the materials on record. Petitioner is the postal agent and it is contended that he had no access to the online portal through which account could be operated electronically. He has co-operated with investigation.

Accordingly, we are inclined to grant anticipatory bail to the petitioner, however, subject to condition.

4. 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 and on further condition that he shall meet the investigating officer once in a week until further orders.

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

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)