

01.02.2024

646 (ML)
Ct. No. 29
S.D.
Allowed

C.R.M.(A) 5369 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Domkal** Police Station Case No. **752 of 2023** dated **04.11.2023** under Sections **354C/354D/506** of the Indian Penal Code.

And

In Re: Mosaraf Mondal @ Mosaraf Sk.

..... petitioner

Ms. Minoti Gomes

Ms. Chandrima Debnath

....for the petitioner

Mr. Zarfeen N. Khan

Mr. Subrato Roy

....for the State

Victim recorded a statement under Section 164 of the Cr.P.C. contents of which in our view is not compelling for denial of the prayer for anticipatory bail.

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/-, 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. The petitioner will report before the Investigating Officer once a fortnight till the conclusion of the investigation. 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.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)