

02.02.2024

Serial no. 63
Anticipatory bail

[Allowed]

Dd

CRM (A) 5449 of 2023

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Talpatighat** Police Station Case No. **192** of **2023** dated **01.09.2023** under Sections **302 and 34** of the Indian Penal Code, 1860.*

(G.R. Case No. 2400/2023)

-And-

*In the matter of : **Sumu Mondal***

*... .. **Petitioner***

Mr. Arkadyuti Pahari, Advocate

... .. For the Petitioner

Mr. Saibal Bapuli, APP

Mr. Santanu Chatterjee, Advocates

... ..For the State

Victim died due to consumption of poison. Statement recorded under Section 161 of the Criminal Procedure Code does not place the petitioner before us at the place and time of occurrence.

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 cooperate with the investigations till the conclusion of the investigations and on further 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.

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

CRM (A) 5449 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)