

22.01.2024
Court No.29
Item No. 126
AP

CRM (A) 5729 of 2023

In re : An application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Bhutni** Police Station Case No. **40** of **2023** dated **23.02.2023** under Sections **493/417/376/323/34** of the IPC.

-And-

In the matter of : **Prasenjit Mandal**

... ..Petitioner.

Mr. Arup Kumar Bowmick

... .. For the Petitioner.

Mr. Md. Kutub Uddin

... ...For the State.

Mr. Snehansu Majumder

... ...For the de facto complainant.

The de facto complainant recorded her statement under section 164 of the CrPC subsequent to the order dated January 9, 2024.

In such statement she stated that she is presently with the petitioner.

In view of the subsequent statement of the de facto complainant, 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 shall report before the Investigating Officer as and when called for till the conclusion of the investigation 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**.

Hence, the application for anticipatory bail is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)