

29.04.2024
SL No.150
Court No.1
(gc)
(Allowed)

***Circuit Bench of Calcutta High Court
At Jalpaiguri***

CRM (A) 372 of 2024

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure filed in connection with Kotwali Police Station Case No.258 dated 08.04.2024 under Sections 363/365 IPC.

And

In the matter of : **Sujoy Roy**

- Petitioner.

Mr. Jaydeep Kanta Bhowmik,
Mr. Sayantan Bhowmik,
Mr. Shubham Kumar,
Ms. Rikta Sarkar,
Ms. Sayantani Das

....For the Petitioner.

Mr. Biswarup Roy,
Ms. Namrata Das

... For the State.

1. Heard.
2. Prayer for anticipatory bail has been opposed by the State.
3. On perusal of the entire materials of the Case Diary, it reveals that that victim has already been recovered and the statement of the victim under Section 164 of the Cr.P.C. has been recorded.
4. Prima facie, we do not find any incriminating materials as against the present accused petitioner.

5. Thus, we are inclined to grant anticipatory bail to the petitioner.
1. Accordingly, we direct that in the event of arrest, the petitioner, namely, **Sujoy Roy**, shall be released on bail upon furnishing a bond of Rs.5,000/-, with two registered sureties of like amount each, to the satisfaction of the arresting officer and also subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973. It is further directed that the present accused petitioner shall meet the Investigating Officer of this case once in a week till submission of the final report and also with a further condition that the present accused petitioner shall appear before the learned Trial Court on each and every date of substantive hearing subject to the provision of Section 317 of the Cr.P.C.
2. The application for anticipatory bail is, thus, disposed of.
3. All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Soumen Sen, J.)

(Partha Sarathi Sen, J.)