

16.05.2024
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Allowed

IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri

C.R.M. (A) No. 405 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Kuchlibari Police Station Case No. 23 of 2024 dated 01.02.2024 under Sections 14A/14C of the Foreigners Act.

And

In Re : Arup Barman petitioner

Mr. Hillol Saha Podder
.....for the petitioner

Mr. Ujjwal Luksom
Mr. Saikat Chatterjee
Mr. Chattu Roy
....for the State

1. Learned Counsel for the petitioner submits he is an Indian national. He has been falsely implicated on the statement of the co-accused. He prays for anticipatory bail.

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

3. We have considered the materials on record. Petitioner is an Indian national. Keeping in mind the extent of complicity of the petitioner in the crime, we are inclined to grant anticipatory bail to the petitioner.

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, 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 condition that he shall appear before the court below and pray for regular bail within a period of four weeks from date.

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

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)