

11.02.2025

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Allowed

C.R.M. (A) No. 453 of 2025

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Mahishadal Police Station Case No. 503 of 2024 dated 22.11.2024 under Sections 316(3)/318(4) of the BNS.

And
In Re : Laba Kumar Das petitioner

Mr. Apalak Basu
Mr. Nazir Ahmed
.....for the petitioner

Mr. Partha Pratim Das
Mr. Ratul Ghosh
.....for the State

Mr. Debanshu Ghorai
..... for the de facto complainant

1. Learned advocate for the petitioner submits he had entered into an agreement with the *de facto* complainant to transfer the vehicle. He has paid a sum of Rs.3.74 lakhs to the *de facto* complainant. Accordingly, he prays for anticipatory bail.

2. Learned advocates for the State and *de facto* complainant submit he is the registered owner of the vehicle.

3. We have considered the materials on record. *De facto* complainant had entered into an agreement to transfer the vehicle to the petitioner. He has paid a substantial amount in respect of the said arrangement. Vehicle is in his possession.

Under such circumstances we are inclined to grant anticipatory bail to the petitioner subject to condition.

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 482(2) of the Bharatiya Nagarik Suraksha Sanhita and on further condition that he shall not transfer the vehicle to any third party without the leave of the trial court. He shall appear before the jurisdictional court and pray for regular bail within a period of four weeks from date.

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

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)