

14.01.2025
08.
Ct. No. 28
SG
[ALLOWED]

C. R. M. (A) 4648 of 2024

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Minakhan Police Station Case No. 154 of 2023 dated 03.05.2023 under Sections 420/406/506/120B of IPC.

And

In Re: **Shailesh Jindal and Anr.**

... .. Petitioners

Mr. Sourav Mondal,
Mr. Arijit Bhuiya,
Mr. Rony Mondal.

.... for the petitioners

Mr. Saryati Datta,
Ms. Afreen Begum.

.... for the State

Mr. Rahul Chakraborty,
Mr. Soumya Nag,
Ms. Samma Parvin.

... for the victim

1. Report is placed on record.
2. Report shows the delivery challans are genuine. Learned Advocate for the *de facto* complainant disputes this fact and submits the registration of the vehicle does not find place on the official website of the department concerned.
3. We have considered the materials on record. Dispute relates to non-supply of cement to the complainant. Allegation at its height would disclose breach of contractual obligations. Investigation prima facie supports the defence plea that goods had been delivered which, however, has been disputed by the *de facto* complainant. This issue may be further investigated.

However, custodial interrogation for such investigation is not necessary.

4. Under such circumstances, we are inclined to grant anticipatory bail to the petitioners.

5. Accordingly, we direct that in the event of arrest, the petitioners viz., **(1) Shailesh Jindal** and **(2) Jearul Haque** be released on bail upon furnishing a bond of Rs.10,000/- each, with two sureties of like amount each, to the satisfaction of the Arresting Officer and also subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023. They shall appear before the jurisdictional court and pray for regular bail within four weeks from date.

6. The application for anticipatory bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)