

02.01.2025
22.
Ct. No. 28
SG
[ALLOWED]

C. R. M. (A) 4670 of 2024

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Goghat Police Station Case No. 459 of 2024 dated 04.10.2024 under Sections 420/406/323/504/34 of IPC.

And

In Re: **Prakash Polley**.

... ... Petitioner

Mr. Niladri Sekhar Ghosh,
Mr. Sourav Mondal,
Mr. Souvik Dey.

... ... for the petitioner

Mr. Md. Zubair Alam,
Ms. Sudeshna Das.

... ... for the State

1. Heard learned Advocates for the parties.
2. We have considered the materials on record. An agreement for sale was executed between petitioner's father and the *de facto* complainant. The sale did not go through and *de facto* complainant prayed for refund of the sum advanced. It is alleged petitioner had assaulted the *de facto* complainant.
3. Keeping in mind the aforesaid facts and the extent of complicity of the petitioner in the crime, we are of the opinion custodial interrogation is not necessary and he may be granted anticipatory bail.
4. Accordingly, we direct that in the event of arrest, the petitioner viz., **Prakash Polley** 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 subject to the conditions as laid down under Section 482(2) of

the Bharatiya Nagarik Suraksha Sanhita, 2023. He shall appear before the jurisdictional court and pray for regular bail within four weeks from date.

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

[Shampa Dutt (Paul), J.]

[Joymalya Bagchi, J.]