

AB 5052/2012

BEFORE

HON'BLE MR. JUSTICE A.C. UPADHYAY

This is an application under section 438 Cr. P.C. for granting pre-arrest bail on behalf of the petitioner namely - Sri Hrishikesh Chakraborty in connection with Silchar P.S. Case No. 1720 of 2012 U/S 420/468/406/34 IPC.

Perused the case diary and the materials on record.

Heard Mr. S.C. Keyal, learned counsel for the petitioners. Also heard Mr. B.S. Sinha, learned Addl. Public Prosecutor, Assam, Mr. J. Islam, Mr. A.A.R. Karim, Mr. A.M.S. Mazumder & Ms. S.F. Maitai, learned counsel for the opposite party.

An FIR was lodged by the first informant alleging transfer of plot of land measuring 13 chatak belonging to the petitioner, by executing a false and fabricated sale deed by the petitioners, who are her own relatives.

On perusal of the materials on record it appears that there is an element of civil dispute between the parties.

Considering the facts and circumstances of the case and further considering the progress of the investigation, I am of the considered opinion that this is a fit case for extending the privilege of pre-arrest bail to the petitioner.

Accordingly, the interim pre-arrest bail granted to the petitioner on 10.12.2012 by this Court is hereby made absolute.

However, on condition that the petitioner shall appear before the I/O within 5 days from today and thereafter as and when required.

The bail application stands disposed of.