

AB 2201/2017

BEFORE

HON'BLE THE CHIEF JUSTICE MR. AJIT SINGH

Ms. T Som, learned counsel for the applicant.

Mr. NK Kalita, learned Additional Public Prosecutor, Assam for the respondent.

This is an application filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail on behalf of applicant- Parimal Ghosh.

The applicant is apprehending his arrest for offences under Sections 420, 406, 409 read with Section 34 of the Indian Penal Code registered at Chapar Police Station vide Case No. 206/2017 (GR Case No. 875/17).

According to the prosecution case, houses constructed under Indira Awas Yojna at Falimari Gaon Panchayat were found to be of sub standard quality. It has also been alleged that applicant as Secretary of the Gaon Panchayat resorted to corrupt practices in the construction of sub standard quality of houses.

It is argued on behalf of the applicant that he is innocent and has been falsely implicated. It has also been argued that if arrested, he will suffer irreparably.

On due consideration of the facts and circumstances of the case, I deem it proper to grant him anticipatory bail. It is accordingly directed that in the event of his arrest in connection with the aforesaid case, he shall be released on anticipatory bail on furnishing bail bond of Rs. 25,000/- with one surety of the like amount to the satisfaction of the arresting authority.

The application is allowed.