

**HIGH COURT OF TRIPURA
AGARTALA**

AB 22/2024

Raju Malakar @ Samarjit Malakar

----Applicant(s)

Versus

The State of Tripura

----Respondent(s)

For Petitioner(s) : Mr. Alik Das, Advocate

For Respondent(s) : Mr. Raju Datta, PP

HON'BLE MR. JUSTICE ARINDAM LODH
Order

31/05/2024

Heard Mr. Alik Das, learned counsel appearing for the accused-applicant, namely, Raju Malakar @ Samarjit Malakar. Also heard Mr. Raju Datta, learned PP appearing for the respondent-State.

This is an application filed under section 438 Cr.P.C. for granting pre-arrest bail to the accused-applicant, who is wanted in connection with Teliamura PS case No. 2024 TLM 031 registered under sections 279/304(Part-II) of the IPC and section 177/178 of the MV Act.

Mr. Das, learned counsel appearing for the applicant has urged before this court to enlarge the applicant on bail. It is further submitted that the applicant is permanently residing within the jurisdiction of this court and he will not abscond or tamper the evidence and will also not evade the trial.

On the other hand, learned PP has opposed the bail prayer.

I have perused the case record.

Prima facie, I am of the opinion that out of negligence the accident may occur. However, the matter is required to be tried by the competent court. Since it is not the stage of imposing

punishment to the applicant, I am inclined to release the applicant on anticipatory bail.

Accordingly, it is ordered that in the event of arrest, the accused-applicant, namely, **Raju Malakar @ Samarjit Malakar**, shall be released on pre-arrest bail, on furnishing bail bond of Rs. 50,000/- supported with one surety of the like amount to the satisfaction of the Arresting Authority. However, the applicant shall appear before the Investigating Officer once in a week and shall co-operate with the process of investigation.

With the above direction, the instant application stands allowed and thus disposed of.

JUDGE



SAIKAT KAR

Digitally signed by SAIKAT KAR
Date: 2024.05.31 15:52:32
+05'30'