

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.774 OF 2017
(ARISING OUT OF SLP(CRL.) NO.7859 OF 2016)

TAPAS KUMAR RAHA @ BAPIAPPELLANT (S)
VERSUS

STATE OF WEST BENGAL AND ANR. . . .RESPONDENT (S)

O R D E R

Leave granted.

We have heard learned counsel appearing for the parties and perused the record.

Learned counsel for the respondent-State submits that the charge-sheet has been filed in the instant case.

Having regard to the circumstances of the case, we consider it appropriate to confirm the interim order passed by this Court on 21.11.2016. We order accordingly.

Hence, we allow this appeal, set aside the impugned order/s passed by the High Court and restore the order of the learned Sessions Judge, Hooghly, granting the anticipatory bail to the appellant.

However, we direct that the appellant shall participate in the trial without misusing the privilege of bail granted to him.

.J
[S. A. BOBDE]

.J
[L. NAGESWARA RAO]

NEW DELHI;
APRIL 20, 2017.

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s).7859/2016

(Arising out of impugned final judgment and order dated 24/08/2016 in CRM No.4550/2016 corrected vide order dated 05/09/2016, passed by the High Court Of Calcutta)

TAPAS KUMAR RAHA @ BAPI

Petitioner(s)

VERSUS

STATE OF WEST BENGAL AND ANR.

Respondent(s)

(With interim relief and office report)

Date : 20/04/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.A. BOBDE

HON'BLE MR. JUSTICE L. NAGESWARA RAO

For Petitioner(s) Mr. Sengupta, Adv.
Mr. Subhasish Bhowmick, Adv.
Ms. Goldy Goyal, Adv.
Mr. A.K. Mishra, Adv.

For Respondent(s) Mr. Raja Chatterjee, Adv.
Mr. Ruua Bhuyana, Adv.
Mr. Chanchal Kumar Ganguli, Adv.

Ms. Jyotika Kalra, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

We allow this appeal, set aside the impugned order/s passed by the High Court and restore the order of the learned Sessions Judge, Hooghly, granting the anticipatory bail to the appellant, in terms of the signed order.

(Sanjay Kumar-II)
Court Master

(Indu Pokhriyal)
Court Master

(Signed Order is placed on the file)