

**CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI**

28.08.2019
tkm/ct 28
sl no. 46

C.R.M. 789 of 2019

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure filed on 26.8.2019 in connection with Maynaguri P.S case no. 211 of 2019 dated 5.7.2019 under sections 326/379/447/427/34 of the IPC

And

Allowed

In Re : Nikhil Sarkar & Ors. petitioners

Mr. S. Guha

..... for the petitioner

Mr. A. K. Sarkar

Mr. A. Sarkar

..... for the State

Having considered the materials in the case diary and bearing in mind the nature of allegations and in view of the extent of complicity of the petitioners in the alleged crime and as the petitioners do not appear to be the principal assailant who caused grievous injury, we are inclined to grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest, the petitioners shall be released on bail upon furnishing a bond of Rs. 10,000/- each 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 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioners shall meet the investigating officer once in a week while on bail until further orders and that the petitioners shall appear before the court below and pray for regular bail within four weeks from date.

The application being CRM 789 of 2019 is disposed of.

(Manojit Mandal, J.)

(Joymalya Bagchi, J.)