

18.09.2020
Sl. No.37
akd
[ALLOWED]

C. R. M. 5831 of 2020 [via video conferencing]

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Rejinagar Police Station Case No. 89 dated 05.04.2020 under Sections 341/325/326/307/34 of the Indian Penal Code read with Section 9(b) of the Indian Explosives Act.

And

In Re: ***Sekendar Sekh & Ors.***

... .. Petitioners

Mr. Navanil De .. Advocate

... .. for the petitioners

Mr. Prasun Kr. Datta .. Ld. Addl. Public Prosecutor

Mr. Santanu Deb Roy .. Advocate

... .. for the State

Having considered the materials on record and bearing in mind the nature of allegations in the light of the submission that there was a free fight between the parties and as the injuries do not appear to be grievous and no bomb blast injuries are noted inspite of statements to that effect by witnesses, we are of the opinion that custodial interrogation of the accused/petitioners is not necessary in the facts of the present case and they may be granted anticipatory bail.

Accordingly, we direct that in the event of arrest, the accused/petitioners, namely ***(1) Sekendar Sekh, (2) Sahajul Sk. (3) Md. Mahibul Sk. @ Mahibul Sk. @ Mohibul Sk. @ Mohidul Sk., (4) Kurman Sk., (5) Khayaruddin Sekh @ Khoira Sk. @ Khoaira Sk. & (6) Kalu Sk. @ Sahebul Sk.*** be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only) each, with two sureties of like amount each, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

The application for anticipatory bail is, thus, disposed of.

All concerned authorities shall act in terms of the copy downloaded from the official website of this court.

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)