

06.10.2020
tkm
sl no. 37

C.R.M. 7558 of 2020
CRAN 1 of 2020
(via video conference)

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Sagardighi P.S case no. 352 of 2020 dated 16.7.2020 under sections 448/325/354/379/34 of the Indian Penal Code

And

Allowed

In Re : Aktarul Sk alias Aktarul Islam alias Hira & Anr.

..... petitioners

Ms. S Hasin

..... for the petitioners

Mr. Rana Mukherjee

Mr. Pratick Bose

..... for the State

Petitioners undertake to affirm and stamp the petition/application as per Rules within a month of resumption of normal functioning of the court. Subject to such undertaking, the application is taken up for hearing through video conferencing.

Accordingly, the application being CRAN 1 of 2020 is disposed of.

It is submitted on behalf of the petitioners that there was prior enmity and they have been falsely implicated in the instant case.

Learned lawyer for the State opposes the prayer for anticipatory bail.

Having considered materials on record and bearing in mind the facts and circumstances of the case in the light of the submission that there was prior enmity between the parties, 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 be subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure, 1973.

The application being CRM 7558 of 2020 is disposed of.

(Aniruddha Roy, J.)

(Joymalya Bagchi, J.)