

20.09.2021

CRM 2929 of 2021

Court No.32
Item No.63
(ALLOWED)

ab/akd

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure filed on 22.03.2021 in connection with Belda Police Station Case No. 282 of 2020 dated 02.12.2020 under Sections 447/323/325/307/354/506/34 of the Indian Penal Code (G.R. Case No. 619 of 2020);

And

In the matter of : **Sambhu Payra @ Sambhu Nath Payra.**
...Petitioner.

Mr. Amal Krishna Samanta.

...For the Petitioner.

**Mr. Saibal Bapuli,
Ms. Zareen N. Khan,
Mr. Mirza Firoj Ahmed Begg.**

... For the State.

The petitioner says that the incident was a fall out of property disputes between two families. The petitioner did not indulge in any criminal activity.

We have seen the statements of witnesses in the case diary. We have seen the medical report. The injury suffered by the victim is not very serious.

Considering the nature of the allegation and the extent of possible complicity of the petitioner in the alleged offence, we are of the view that immediate custodial interrogation of the petitioner may not be necessary so long he cooperates with the Investigating Officer.

Accordingly, in the event of arrest, the petitioner, namely, **Sambhu Payra @ Sambhu Nath Payra**, shall be released on bail upon furnishing a bond of Rs. 10,000/-, with two sureties of like amount each, one of whom must be local, to the satisfaction of the arresting officer and shall abide by the conditions laid down in Section 438 (2) of the Code of Criminal Procedure until further orders.

In the event the petitioner fails to adhere to any of the conditions stipulated in Section 438 (2) of the Code of Criminal Procedure, the learned Court below will be at liberty to cancel the anticipatory bail without further reference to this Court.

The application for anticipatory bail being CRM 2929 of 2021 is, thus, allowed.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Bivas Pattanayak, J.)

(Arijit Banerjee, J.)