

16.09.2021

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Ct. No. 29

KAUSHIK

Allowed

C.R.M. 5852 of 2021
(via video conference)

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Berhampore** Police Station Case No. **635** of **2019** dated **07.06.2019** under Sections 326/307 of the Indian Penal Code, 1860.

And

In Re : Amir Sk.

..... petitioner

Ms. Minoti Gomes

.....for the petitioner

Mr. Saswata Gopal Mukherjee, learned Public Prosecutor

Mr. Abhra Mukherjee

Ms. Manisha Sharma

....for the State

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that, there is a longstanding dispute between the co-sharers of an immovable property. Petitioner was falsely implicated.

Learned advocate appearing for the State draws the attention of the Court to the statement recorded under Section 161 of the Code of Criminal Procedure (Cr. P. C.) and the injury report.

Considering the facts and circumstances of the case, the injury reports and the statement recorded under Section 161 of

the Code of Criminal Procedure, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/-, 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 and on further conditions that the petitioner shall meet the investigating officer once in a week until further orders and shall appear before the jurisdictional court and pray for regular bail within a period of four weeks from date.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Ananda Kumar Mukherjee, J.)