

16.12.2021
tkm/ct 28
sl no. 83

C.R.M. 6434 of 2021

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Berhampore P.S case no. 563 of 2021 dated 6.6.2021 under sections 3/4 of the Explosive Substances Act

And

Allowed

In Re : Asgar Ali @ Ajgar Sk. & Anr. petitioners

Ms. S Hasin

..... for the petitioners

Mr. S S Imam

Mr. S Kundu

..... for the State

It is submitted on behalf of the petitioners that no incriminating article was recovered from their possession.

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

Having considered the materials in the case diary and bearing in mind the extent of complicity of the petitioners in the alleged crime, we are of the opinion custodial interrogation of the petitioners is not necessary and they may be granted anticipatory bail.

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.

Petitioners shall appear before the court below and pray for regular bail within four weeks from date.

The application being CRM 6434 of 2021 is disposed of.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)