

17.12.2021
cm/ct 28
sl no. 115

CRM 8233 of 2021

In Re : An application for Anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Karandighi P.S Case No. 24/2021 dated 19.01.2021 under Sections 447/302/34 of the Indian Penal Code.

And

Allowed

In Re : Rahul Amin@ Ruhul Amin & Ors.

..... petitioners

Mr. Anand Keshari
Ms. S. Patel

..... for the petitioners

Mr. Sudip Ghosh
Mr. Apurba Kr. Dutta

..... for the State

It is submitted on behalf of the petitioners there was a family dispute and all the family members have been falsely implicated in the instant case. Petitioners are not the principal accused who is presently on regular bail.

Learned lawyer for the state opposes the prayer for bail.

We have considered the materials on record. Keeping in mind the extent of complicity in the alleged crime and as they do not appear to be the principal accused, we are inclined to grant pre-arrest 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.

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

The application being CRM 8233 of 2021 is disposed of.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)