

CRM (A) 518 of 2022

In re : An Application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 31.01.2022 in connection with Habibpur Police Station Case No. 247 of 2021 dated 19.08.2021 under Sections 341/323/308/354/34 of the Indian Penal Code.

-And-

In the matter of : **Nilam Devi Barma & Anr.**

... ...Petitioners

Mr. Arnab Saha, Advocate

Mr. Abhimanyu Banerjee, Advocate

... ... For the Petitioners

Mr. Navnil De, Advocate

... ... For the State

Petitioners seek anticipatory bail.

Learned Advocate appearing for the petitioners submits that the incident is a result of construction of a building. The principal accused was granted bail by the jurisdictional Court.

Learned Advocate appearing for the State draws the attention of the Court to the contents in the case diary.

Considering the fact that the police filed charge-sheet and considering the gravity of the offence and the involvement of the petitioners therein and considering the fact that the principal accused was granted bail by the jurisdictional Court, 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/- (Rupees Ten Thousand Only) each, with two sureties of like amount each, to the satisfaction of the arresting officer and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioners shall appear before the Court below and pray for regular bail within four weeks from date and

on further condition that the petitioners shall appear before the Court below on every date fixed for hearing.

The prayer for anticipatory bail is allowed.

CRM (A) 518 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)