

CRM(A) No.663 of 2022

Via video conference

08.03.22

(S.R.)

Sl.79

Ct.32

Allowed

In re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Gazole** Police Station Case No.36 of 2022 dated 13/01/2022 under Sections 448/323/325/308/354/34 of the Indian Penal Code (G.R. Case No.287 of 2022);

And

In re: Mansur Ali @ Munsar Ali and Anr.

... petitioners.

Mr. Kalidas Saha

... for the petitioners.

Ms. Zareen N. Khan

Md. Kutub Uddin

...for the State.

Heard the learned advocates appearing for the respective parties.

Considering the materials in the case diary including the injury reports and bearing in mind, the nature of allegations in the light of the submissions made by the respective parties, we are of the opinion that custodial interrogation of the petitioner is not necessary.

Accordingly, we direct that in the event of arrest the petitioners, namely, **1. Mansur Ali @ Munsar Ali and 2. Sabina Bibi** will be released on bail upon furnishing a bond of Rs.10,000/- each with two sureties of like amount each, one of whom must be local, 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 with a further condition that the petitioners shall meet with the investigating officer of the case once in a week till investigation is complete and shall attend the Learned Court below on all the dates, as specified for hearing.

It is further directed that the petitioners shall not intimidate the witnesses or tamper with evidence in any manner whatsoever.

It is made clear that in the event the petitioners fail to comply

with the aforesaid directions without any justifiable cause, the learned Trial Court would be at liberty to cancel their bail without any further reference to this Court.

The application for anticipatory bail being CRM(A) No.663 of 2022 is, accordingly, disposed of.

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

(Sugato Majumdar, J.)

(Tapabrata Chakraborty, J.)