

21.03.2022

Sl. 97
Court No.29
suvayan
(Allowed)

CRM (A) 753 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **English Bazar** P.S. Case No. **1082/2020** dated **13/11/2020** under Sections **341/325/326/307/379/34** of the Indian Penal Code.

And

In the matter of: Mojibur Sekh @ Mojubul Rahaman & Anr.

....petitioners.

Ms. Minoti Gomes

...for the petitioners.

Mr. Saibal Bapuli

Mr. Soumik Ganguly

...for the State.

Petitioners seek anticipatory bail.

Learned Advocate appearing for the petitioners submits that the petitioners were falsely implicated.

Learned Advocate appearing for the State draws the attention of the Court to the injury report.

The injury report notes a cut injury on the top of the skull.

Considering the fact that the police filed charge-sheet and considering the gravity of the offence and the involvement of the petitioners therein, we 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 condition that the petitioners shall appear every day before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioners in Court including

cancelling the anticipatory bail granted without further reference to this Court.

Accordingly, the prayer for anticipatory bail of the petitioners is allowed.

CRM (A) 753 of 2022 is, thus disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)