

23.03.2022
Serial no. 61
[Dd]
(Anticipatory Bail
Allowed)

CRM (A) 920 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **English Bazar** Police Station Case No. **1321** of **2021** dated **02.10.2021** under Sections **449/354(B)/376/511/34** of the Indian Penal Code. (G.R. No. 5407/2021)

-And-

In the matter of : **Hasim Sk @ Hasim Sekh @ Hasim Seikh & Ors.**
... .. Petitioners

Ms. Minoti Gomes, Advocate
... .. For the Petitioners

Mr. Soumik Ganguli, Advocate
... ..For the State

Petitioners seek anticipatory bail.

Learned advocate appearing for the petitioners submits that the present police case is a counter-blast to the previous police complaint lodged by the petitioners.

Learned advocate appearing for the State draws the attention of the Court to the statements recorded under Section 164 of the Criminal Procedure Code of the victim.

Considering the fact that there is an earlier police complaint by the petitioners against the de facto complainant and others and considering the gravity of the offence and the involvement of the petitioners therein, 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 also be 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 report before the Investigating Officer once in a fortnight till the conclusion of the investigation and on further 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.

Prayer for anticipatory bail of the petitioners is **allowed.**

CRM (A) 920 of 2022 is **disposed of.**

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)