

05.04.2022

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 1551 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Tehatta** Police Station Case No. **224** of **2022** dated **25.03.2022** under Sections 447/323/325/307/506/34 of the Indian Penal Code, 1860.

And

In Re : Kitab Ali Khan & Ors.

..... petitioners

Ms. Amanul Islam

Mr. Sourav Mukherjee

....for the petitioner

Ms. Faria Hossain

Mr. Anand Keshari

....for the State

Petitioners seek anticipatory bail.

Learned advocate appearing for the petitioners submits that, the incident arose out of property dispute.

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

Considering the gravity of the offence and the involvement of the petitioners therein as transpiring from the materials in the case diary and considering the nature of injury suffered, 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/- 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 meet the Investigating Officer once in a week till the conclusion of the investigation 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)