

19.04.2022
Serial no.16
Aloke

CRM (A) 1726 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Nalhati Police Station Case No. 132 of 2022 dated 07.03.2022 under Sections 448/325/307/34 of the Indian Penal Code.

-And-

In the matter of : **Manju Prosad @ Manju Debi & Ors.**

... .. Petitioners

Mr. Prosenjit Mukherjee, Advocate

... .. For the Petitioners

Mr. Swapan Banerjee, Advocate

Ms. Purnima Ghosh, Advocate

... ..For the State

Mr. Satadru Lahiri, Advocate

Mr. Shirsho Dasgupta, Advocate

... .. For the de facto complainant

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that the incident arose out of disputes relating to garbage lying in front of her shop room.

The State and the de facto complainant are represented.

Learned Advocate appearing for the State draws the attention to the injury report and the statement of the injured recorded under Section 161 of the Code of Criminal Procedure.

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 condition that the petitioner no. 3 will report before the

Investigating Officer once in a month till the conclusion of the investigation and petitioner nos. 1 and 2 will cooperate with the investigation and on condition that the petitioner 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.

The prayer for anticipatory bail of the petitioners is allowed.

CRM (A) 1726 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)