

26.04.2022

Sl. 50
Court No.29
sourav
(Partly
Allowed)

C.R.M. (A) 1908 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. **288** of **2022** dated **17.04.2022** under Sections **498A/323/307/34** of the Indian Penal Code.

And

In the matter of: **Kesab Ali Mondal & Ors.**

....petitioners.

Mr. Asraf Mandal

...for the petitioners.

Mr. Debabrata Chatterjee

Ms. Sonali Das

...for the State.

Petitioners pray for anticipatory bail.

Considering the gravity of the offence and the involvement of the petitioners therein as transpiring from the materials in the case diary, we are unable to grant anticipatory bail to the petitioner no. 1 (**Kesab Ali Mondal**). However, so far as the other petitioners are concerned, we grant anticipatory bail to them.

Accordingly, we direct that in the event of arrest, the petitioner nos. **2 (Hanjila Mondal), 3 (Tajera Mondal), 4 (Asib Ali Mondal), 5 (Ingraj Mondal), 6 (Champa Mondal), 7 (Eunuch Ali Mondal), 8 (Kekla Mondal) and 9 (Sakil Mondal)** 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 petitioner nos. 2, 4, 5, 7 and 9 will report before the Investigating Officer once in a fortnight till the conclusion of the investigation and the petitioner nos. 3, 6 and 8 will co-operate with 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 petitioner nos. 2 to 9 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.

C.R.M. (A) 1908 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)

