

06.06.2022.
74.

(S. Banerjee)
(Allowed).

C.R.M.(A) 2312 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 17.05.2022 in connection with Sankrail P. S. Case No.298 of 2022 dated 17.03.2022 under Sections 341/323/325/326/307/379/506/34 of the Indian Penal Code.

In the matter of : Hafijul Mollah & Anr.

... Petitioners

Mr. Angshuman Chakraborty
Mr. S. S. Saha

.....for the Petitioners.

Mr. Swapan Banerjee
Mr. Suman Dey

.....for the State.

Heard the learned Advocates appearing for the parties.

It is submitted on behalf of the petitioners that there were disputes amongst family members and the petitioners have been falsely implicated in the instant case.

Learned Advocate appearing for the State opposes the prayer for anticipatory bail.

We have considered the materials on record including the statements of witnesses and the injury reports. Though the injuries were on a vital part of the body, i.e., head, they do not appear to be grievous.

Under such circumstances we are inclined to grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- 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 shall appear before the trial court and pray for regular bail within four weeks from date.

This application for anticipatory bail is, thus, disposed of.

(Ananya Bandyopadhyay,J.)

(Joymalya Bagchi, J.)