

14.06.2022
Sl. No.95
akd
[ALLOWED]

C. R. M. (A) 2645 of 2022

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 09.06.2022 in connection with Haringhata Police Station Case No. 178 of 2022 dated 03.06.2022 under Sections 448/324/325/308/506/34 of the Indian Penal Code.

And

In Re: ***Sabera Bibi Mondal @ Sabera Bibi***

... .. Petitioner

Mr. Suvadip Bhattacharjee

... .. for the petitioner

Mr. Goutam Banerjee

... .. for the State

It is submitted on behalf of the petitioner there was a free fight between the parties and case and counter-case were registered.

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

We have considered the materials on record. Keeping in mind the nature of allegations in the light of the submission there was a free fight between the parties resulting in registration of case and counter-case and as possibility of false implication of the petitioner owing to such enmity cannot be wholly ruled out, we are of the opinion custodial interrogation of the accused/petitioner may not be necessary in the facts of the present case and she may be granted anticipatory bail.

Accordingly, we direct that in the event of arrest, the accused/petitioner, namely ***Sabera Bibi Mondal @ Sabera Bibi***, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only), with two sureties of like amount each, to the satisfaction of the arresting officer and also subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on

further condition that the petitioner shall appear before the court below and pray for regular bail within four weeks from date.

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

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)