

20.06.2022
Serial no. 48
Aloke

CRM (A) 2906 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Mongalkote Police Station Case No. 117 of 2022 dated 10.05.21022 under Sections 186/332/333/353/307/506/34 of the Indian Penal Code and Section 194 of the Motor Vehicles Act.

-And-

In the matter of : **Mohammad Mahasin & Anr.**

... .. Petitioners

Mr. Sujan Chatterjee, Advocate

... .. For the Petitioners

Mr. Prasun Kr. Datta, Advocate

Mr. Nirupam Dahali, Advocate

... ..For the State

Petitioners seek anticipatory bail.

Learned advocate appearing for the petitioners submits that the petitioners were falsely implicated.

Learned Advocate appearing for the State draws the attention of the Court to the injury report and the materials in the case diary. He submits that the petitioners are guilty of assaulting police personnel.

Learned Advocate appearing for the petitioners submits that the petitioners are the owners of the vehicle who were not present at the place when the alleged incident took place.

Considering the gravity of the offence and the involvement of the petitioners therein as transpiring from the materials in the case diary, 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 further condition that the petitioners shall report before the Investigating Officer once in a fortnight till the conclusion of the investigation and on further 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.

Prayer for anticipatory bail of the petitioners is allowed.
CRM (A) 2906 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)