

22.08.2022

23

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 3981 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Banshihari** Police Station Case No. **167** of **2022** dated **15.07.2022** under Sections 448/326/307/354/34 of the Indian Penal Code, 1860.

And

In Re : Manoshi Hazra & Anr.

..... petitioners

Mr. Mazahar Hossain Chowdhury

Ms. M. Alam

....for the petitioners

Mr. Ranabir Roychowdhury

Mr. Mainak Gupta

....for the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that, the incident arose due to property dispute.

Learned advocate appearing for the State draws the attention of the Court to the materials in the case diary. He submits that, three persons were injured. Investigations are yet to be concluded.

Considering the gravity of the offence and the involvement of the petitioners therein and the nature of injury suffered by the victims, we 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/- 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 cooperate with the Investigating Officer till the conclusion of the investigation and on condition that the petitioners shall appear on every date 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)