

07.09.2022

S1.6

Court No.29

(AD)

(Allowed)

C.R.M. (A) 4258 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Hemtabad** Police Station Case No. **149 of 2022** dated **02.05.2022** under Sections **447/325/326/354/307/506/34** of the Indian Penal Code, 1860.

And

In the matter of: **Mobarok Hossain & Ors.**

....petitioners.

Mr. Jayanta Narayan Chatterjee

Ms. Jayashree Patra

Ms. Sreeeparna Ghosh

Ms. Pritha Sinha

...for the petitioners.

Mr. Binay Panda

Mr. Subham Bhakat

...for the State.

Petitioners pray for anticipatory bail.

It is claimed that there was a free fight.

The medical report of the victim does not suggest that the victim suffering grievous hurt.

In such circumstances, 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/- (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 petitioners will report before the Investigating Officer once a fortnight 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.

Accordingly, the prayer for anticipatory bail of the petitioners is allowed.

C.R.M. (A) 4258 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)