

05.09.2022
Serial no.17
Aloke

CRM (A) 4193 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Ranitala Police Station Case No. 122 of 2022 dated 02.04.2022 under Sections 341/325/307/34 of the Indian Penal Code.

-And-

In the matter of : **Sabirul Islam @ Sk. Sabirul @ Raja**
... .. Petitioner

Mr. Jisan Iquabal Hossainy, Advocate
... .. For the Petitioner

Mr. Joydeep Roy, Advocate
Mr. Aaif Dewan, Advocate
... ...For the State

Petitioner seeks anticipatory bail.

Learned Advocate appearing for the petitioner submits that the incident arose out of disputes with the neighbouring family. The police filed charge-sheet, therefore, custodial interrogation of the petitioner is not required.

Learned Advocate appearing for the State draws the attention to the injury report of the victim and his statement recorded under Section 161 of the Code of Criminal Procedure.

Considering the nature of injuries suffered by the victim and considering the fact that the police filed charge-sheet, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest the petitioner shall 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 be 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 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 petitioner in Court

including cancelling the anticipatory bail granted without further reference to this Court.

Prayer for anticipatory bail of the petitioner is allowed.

CRM (A) 4193 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)