

14.09.2022

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 4401 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Palashipara** Police Station Case No. **258** of **2022** dated **21.07.2022** under Sections 447/341/325/307/379/34 of the Indian Penal Code, 1860.

And

In Re : Prakash Mondal & Ors.

..... petitioners

Ms. Minoti Gomes

Mr. Amanul Islam

Mr. Sourav Mukherjee

....for the petitioners

Mr. Abhra Mukherjee

Mr. Dipankar Mahata

....for the State

There is a delay of 22 days in the lodgment of the First Information Report.

Apparently, the victim was assaulted twice on the same day.

Apparently, there are civil disputes between the private parties.

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/- 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 meet 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)