

09.11.2022

Sl.79

Court No.29

(AD)

(Allowed)

C.R.M. (A) 5054 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Debra** Police Station Case No. **413 of 2022** dated **24.08.2022** under Sections **186/353/354/34** of the Indian Penal Code, 1860.

And

In the matter of: **Goutam Das & Anr.**

....petitioners.

Mr. Manas Kumar Das
Mr. Siddhartha Sarkar
Mr. Prasad Bhattacharjee

...for the petitioners.

Mr. Bidyut Kumar Roy
Ms. Rita Datta

...for the State.

Petitioners pray for anticipatory bail.

Learned Advocate appearing for the petitioners submits that the petitioners were also assaulted at 1.30 in the night.

Learned Advocate appearing for the State draws the attention of the Court to the materials in the case diary including the injury report of the injured.

The injury reports do not suggest that the injured suffered grievous hurt.

Considering the gravity of the offence and the involvement of the petitioners therein, 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) 5054 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)