

09.11.2022

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 5117 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Tehatta** Police Station Case No. **908** of **2022** dated **12.10.2022** under Sections 341/325/326/307/506/34 of the Indian Penal Code, 1860.

And

In Re : Madhai Karmakar & Ors.

..... petitioners

Mr. Manas Kumar Das

....for the petitioners

Mr. Priyankar Ganguly

Ms. Shalini Bairagi

....for the de-facto complainant

Mr. Debabrata Chatterjee

Mr. Santanu Chatterjee

....for the State

The injury report of the victim does not suggest that there is any grievous hurt.

Apparently, the dispute arose due to altercation with regard to drainage pipeline.

State and the de-facto complainant are represented.

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 petitioner nos. 1 (Madhai Karmakar) and 2 (Dinesh Karmakar) shall meet the Investigating Officer once a month till the conclusion of the investigation and petitioner no. 3 (Sampa Karmakar) 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.)

(Md. Shabbar Rashidi, J.)