

15.11.2022
Serial no.7
Aloke

CRM (A) 5183 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Bhimpur Police Station Case No. 183 of 2022 dated 17.05.2022 under Sections 354D/341/354A/325/307/506 of the Indian Penal Code.

-And-

In the matter of : **Subhas Sarkar**

... ... Petitioner

Mr. Prabir Majumder, Advocate

Mr. S. Majumder, Advocate

... ... For the Petitioner

Mr. Joydeep Roy, Advocate

Mr. Asif Dewan, Advocate

... ... For the State

Petitioner seeks anticipatory bail.

The injury report of the victim does not suggest that the injured suffered grievous hurt. The police are yet to record a statement of the injured victim.

In such circumstances, considering the gravity of the offence and the involvement of the petitioner therein, 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 will report to the Investigating Officer once in a fortnight till the conclusion of the investigation and on further 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) 5183 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)