

15.11.2022
Serial no.14
Aloke

CRM (A) 5190 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Onda Police Station Case No. 98 of 2022 dated 02.07.2022 under Sections 341/324/326/307/506/34 of the Indian Penal Code.

-And-

In the matter of : **Md. Rafik Pathan & Anr.**

... .. Petitioners

Mr. Soumik Ganguli, Advocate

... .. For the Petitioners

Mr. Sudip Ghosh, Advocate

Mr. Bitasok Banerjee, Advocate

... ...For the State

Petitioners seek anticipatory bail.

The injury report of the victim does not suggest that the victim suffered grievous hurt.

Considering the gravity of the offence and the involvement of the petitioners therein, we are inclined to 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 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 petitioners will report to the Investigating Officer once in a fortnight till the conclusion of the investigation and on further 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.

Prayer for anticipatory bail of the petitioners is allowed.

CRM (A) 5190 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)