

29.11.2022

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 5524 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bidhannagar North** Police Station Case No. **130** of **2022** dated **06.09.2022** under Sections 323/327/352/341/354/354A/354B/379/392/447/448 of the Indian Penal Code, 1860.

And

In Re : Arabindo Saha @ Arabinda Saha & Anr.

..... petitioners

Mr. Abir Chakraborty

....for the petitioners

Mr. Pradipta Ganguly

....for the State

Apparently, there are disputes between the private parties.

Civil suits are pending between the private parties. The incident, apparently, arose out of such incident. The injured does not suffer grievous hurt.

There is delay in lodgment of the First Information Report. The police complaint was registered subsequent to an order passed under Section 156(3) of the Code of Criminal Procedure.

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 month 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.)