

05.12.2022
Serial no. 23
[Dd]
(Anticipatory bail)
Allowed

CRM (A) 5641 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Harishchandrapur** Police Station Case No. **675** of **2022** dated **01.08.2022** under Sections **448/323/376/511/34** of the Indian Penal Code vide G.R. Case no. 2056 of 2022.

-And-

In the matter of : **Krishna Mandal**

... .. Petitioner

Ms. Minoti Gomes,
Mr. Asfak Ahmmed, Advocates
... .. *For the Petitioner*

Mr. S.S. Imam
Mr. Arabinda Manna, Advocate
... ..*For the State*

The materials in the case diary suggest that there is long standing property disputes between the private parties.

The victim refused to undergo medical examination.

Considering such materials in the case diary including the statement of the victim recorded under Section 164 of the Criminal Procedure Code, 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 further condition that the petitioner shall report before the Investigating Officer once in a month 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) 5641 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)