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(AD) 06.12.2022

C.R.M. (A) 5679 of 2022

Court No.29
(Allowed)

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No.**809 of 2022** dated **28/07/2022** under Sections **341/326/307/109** of the Indian Penal Code, (G.R. No.4638/2022).

And

In the matter of: **Md. Muslem Ali @ Muslem & anr.**

....petitioners.

Mr. Sagar Saha

...for the petitioners.

Mr. Shiladitya Banerjee

...for the State.

Petitioners pray for anticipatory bail.

The claim for parity with the other co-accused who was enlarged on anticipatory bail by the order dated November 10, 2022 passed in CRM (A) 5152 of 2022 is not being disputed on behalf of the State.

The police filed charge sheet.

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/- (Rupees Ten Thousand Only) each, with two sureties of like amount each to the satisfaction of the Arresting Officer and also subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 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.

The prayer for anticipatory bail of the petitioners is allowed.

C.R.M. (A) 5679 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)