

12.12.2022

Sl.50

Court No.29

(AD)

(Allowed)

C.R.M. (A) 5769 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliganj** Police Station Case No. **670 of 2022** dated **16.10.2022** under Sections **420/467/464/34** of the Indian Penal Code, 1860.

And

In the matter of: **Md Samsad Sk & Ors.**

....petitioners.

Mr. Soumyajit Das Mahapatra

Mr. Ali Ahsan Alamgir

Ms. Soma Mal

Ms. Rabia Khatun

...for the petitioners.

Mr. Md. Anwar Hossain

Ms. Sreyashee Biswas

...for the State.

Petitioners pray for anticipatory bail.

There is a civil suit pending between the private parties where the learned Judge passed an order of injunction. The dispute relates to an immovable property and revolves around a registered title deed claimed to be executed in the year 1982.

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 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 before the Investigating Officer once a fortnight 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.

Accordingly, the prayer for anticipatory bail of the petitioners is allowed.

C.R.M. (A) 5769 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)