

14.12.2022

24

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 5816 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Itahar** Police Station Case No. **413** of **2022** dated **21.07.2022** under Sections 341/323/326/307/34 of the Indian Penal Code, 1860.

And

In Re : Ramkrishna Paul

..... petitioner

Mr. Amit Ranjan Pati

Mr. Ashok Halder

Ms. Reshmi Mukherjee

Mr. Sunayan Ghosh

....for the petitioner

Mr. Abhra Mukherjee

Mr. Dipankar Mahata

....for the State

Co-accused was enlarged on anticipatory bail by the order dated September 20, 2022 passed in CRM(A) 4486 of 2022 on the ground that the nature of injury suffered by the victim was not grievous hurt and that there was delay in the lodgment of the First Information Report.

The petitioner stands on the same footing.

The police file charge-sheet.

In such circumstances, we 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/-, 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 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)