

February 06, 2023
(44) ARDR
Allowed

CRM (A) 512 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kolaghat** Police Station Case No. **522 of 2022** dated **17/10/2022** under Sections **447/323/325/307/354/506/34** of the Indian Penal Code.

And

In the matter of: **Sk. Golam Murtoja & anr.**

....petitioners.

Mr. Chandrachur Chatterjee,

...for the petitioners.

Mr. P. K. Dutta,

Adv. Pradipta Kumar Ganguly,

...for the State.

Apparently, the injured did not suffer grievous hurt.

The materials in the case diary do not suggest requirement of custodial interrogation of the petitioners.

In such circumstances, we grant anticipatory bail to the petitioner.

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 petitioner no. 1, namely, Sk. Gulam Murtoja will report before the Investigating Officer once in a month till the conclusion of the investigation and on further condition that the petitioner no. 2, namely, Ramisan Bibi will cooperate with the investigation till the

conclusion of the investigation and on further 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) 512 of 2023 is thus, **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)