

17.02.2023

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 721 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bhagwangola** Police Station Case No. **566** of **2022** dated **17.08.2022** under Sections 341/323/325/326/308/34 of the Indian Penal Code.

And

In Re : Ajay Mondal @ Ajoy

..... petitioner

Mr. Ali Ahsan Alamgir

Ms. Rabia Khatoon

Ms. June Modak

....for the petitioner

Mr. Tanmoy Kumar Ghosh

Ms. Pritha Paul

....for the State

Police filed charge-sheet where, Section 326 of the Indian Penal Code was omitted after conducting an investigation, inter alia, thereunder.

Considering the gravity of the offence, the involvement the petitioner therein and the materials the case diary, 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.)