

03.03.2023

20

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 946 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Nabadwip** Police Station Case No. **53** of **2023** dated **01.02.2023** under Sections 341/325/307/34 of the Indian Penal Code.

And

In Re : Kajal Kanti Pal

..... petitioner

Mr. Kallol Mondal

Mr. Krishan Ray

Mr. Anindya Ghosh

Mr. Souvik Das

....for the petitioner

Md. Anwar Hossain

Ms. Manisha Sharma

....for the State

A co-accused was granted anticipatory bail by the order dated February 20, 2023 passed in CRM(A) 726 of 2023.

The petitioner before us stands on the same footing as that of such co-accused.

Apparently, the victim suffered grievous hurt.

Such material was taken into consideration while granting anticipatory bail to the other co-accused. Be that as it may, the nature of injury states that the injured suffered two lacerated injuries on the frontal head requiring multiple stitches from outside hospital. There was a civil suit pending.

Apparently, the dispute arose due to the pending litigation.

Consequently, 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 further condition that the petitioner shall meet the Investigating Officer once a fortnight till the conclusion of the investigation 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.)