

20.03.2023

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 1109 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kharagpur (Town)** Police Station Case No. **31** of **2023** dated **19.01.2023** under Sections 448/323/325/354/307/379/506/34 of the Indian Penal Code, 1860.

And

In Re : Samir Das @ Babla Das & Ors.

..... petitioners

Mr. Amit Ranjan Pati

Mr. Sunayan Ghosh

....for the petitioners

Mr. Saibal Bapuli

Ms. Sayanti Santra

....for the State

There is a civil suit pending between the private parties.

Apparently, there was an incident of assault where, the victim did not suffer grievous hurt.

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/- each, 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 nos. 1 (Samir Das @ Babla Das), 3 (Subham Das) and 4 (Sourav Das) shall meet the Investigating Officer once a

month till the conclusion of the investigation and petitioner no. 2 (Pragati Das) shall cooperate with the Investigating Officer 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)