

21.03.2023

Sl.7

Court No.29

(AD)

(Allowed)

C.R.M. (A) 1139 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Murari** Police Station Case No. **242 of 2022** dated **25.11.2022** under Sections **341/448/323/325/326/307/354B/506** of the Indian Penal Code (corresponding to G.R. Case No.1864/2022).

And

In the matter of: **Lakshmi Konai & Anr.**

....petitioners.

Mr. Bitasok Banerjee

Mr. Bibaswan Bhattacharrya

...for the petitioners.

Mr. Prasun Kumar Datta, Ld. APP

Mr. Nirupam Dhali

...for the State.

Petitioners pray for anticipatory bail.

There is a civil suit pending between the private parties.

Apparently, there was an incident of assault where one of the victims received multiple deep penetrative injuries.

As to whether, the injuries were such as to threaten the life of the injured or not, is an issue which needs to be decided at the trial, if so raised.

Police filed charge sheet.

Considering the gravity of the offence and the involvement of the petitioners in the incident and considering the fact that the police filed charge sheet, 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/- (Rupees Ten Thousand Only) each, with two sureties of like amount each to the satisfaction of the Arresting Officer and also subject to the conditions as laid down under Section 438(2) of the

Code of Criminal Procedure, 1973 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.

The prayer for anticipatory bail of the petitioners is allowed.

C.R.M. (A) 1139 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)