

22.03.2023

Sl.3

Court No.29

(AD)

(Allowed)

C.R.M. (A) 1140 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Sutahata** Police Station Case No. **210 of 2022** dated **15.07.2022** under Sections **341/323/325/326/307/506/34** of the Indian Penal Code, 1860 (corresponding to G.R. Case No.1433/2022).

And

In the matter of: **Majafar Ali Sekh @ Sk. Mojaffar Ali & Ors.**

....petitioners.

Ms. Minoti gomes

Mr. Mazahar Hossain Chowdhury

Ms. Mobashshara Alam

...for the petitioners.

Mr. Saibal Bapuli, Ld. APP

Mr. Soumik Ganguli

...for the State.

Petitioners pray for anticipatory bail.

There was a free fight between the parties.

Considering the materials in the case diary and also the injury report, it appears that the victim suffered fracture of ulna.

Police filed charge sheet.

Considering the aforesaid facts and 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/- (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) 1140 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)