

31.03.2023

19

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 1376 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No. **90** of **2023** dated **27.01.2023** under Sections 341/326/307/34 of the Indian Penal Code, 1860.

And

In Re : Sushanta Mandal

..... petitioner

Ms. Minoti Gomes

....for the petitioner

Ms. Sreyashi Biswas

....for the State

Two persons, apparently, suffered cut injuries in an incident of assault.

None of the injuries classified as grievous hurt.

There is a suggestion of a fracture of one of the injured. However, the case diary does not contain any X-Ray report or any materials in the case diary that the injured suffered fracture on the head.

In such circumstances, 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 month 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.)