

31.03.2023

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 1379 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Duttapukur** Police Station Case No. **74** of **2023** dated **18.01.2023** under Sections 341/323/354/406/506/509/34 of the Indian Penal Code, 1860.

And

In Re : Md. Golam Mustafa

..... petitioner

Md. Yunus Mondal

Mr. Pronojit Roy

....for the petitioner

Ms. Faria Hossain

Ms. Baisali Basu

....for the State

There is no injury report in the case diary.

There is a statement recorded under Section 164 of the Code of Criminal Procedure suggesting that there is an incident of assault.

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 as and when

called for 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.)