

24.04.2023

Serial no. 35

[Dd]

(Anticipatory bail)

(Allowed)

CRM (A) 1742 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Tehatta** Police Station Case No. **242** of **2023** dated **27.03.2023** under Sections **341/326/307** of the Indian Penal Code.

-And-

In the matter of : **Nanu Debnath**

... .. Petitioner

*Ms. Minoti Gomes,
Mr. Amanul Islam,
Mr. Sourav Mukherjee, Advocates
... .. For the Petitioner*

*Mr. Anwar Hossain,
Ms. Ratna Ghosh, Advocates
... ..For the State*

The injured suffered a deep fracture on the walls of right maxillary sinus.

The injury apparently does not appear to be life threatening.

In such circumstances, considering the gravity of the offence and the involvement of the petitioner in the incident, we are inclined to 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/- (Rupees Ten Thousand Only), 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 report before the Investigating Officer once in a week till the conclusion of the investigation and on further 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.

Prayer for anticipatory bail of the petitioner is **allowed**.

CRM (A) 1742 of 2023 is disposed of.

(Debangsu Basak, J.)

(Rai Chattopadhyay, J.)