

28.04.2023

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 1819 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Daspur** Police Station Case No. **146** of **2023** dated **11.03.2023** under Sections 341/323/325/307/506/34 of the Indian Penal Code, 1860.

And

In Re : Amjed Ali Mallik @ Amjed Mallik

..... petitioner

Mr. Siddhartha Sarkar

....for the petitioner

Mr. Prasun Kumar Dutta

Mr. Nirupam Dhali

....for the State

Two police complaints were lodged in respect of the same incident of assault.

Apparently, the incident of assault took place between family members. The injury suffered in the present police case is not classified as grievous hurt.

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.)