

19.05.2023

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Ct. No. 29

**KAUSHIK**

Allowed

**C.R.M.(A) 2105 of 2023**

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bhagwangola** Police Station Case No. **49** of **2023** dated **09.02.2023** under Sections 498A/494/323/325/307 of the Indian Penal Code read with Sections 3/ 4 of the Dowry Prohibition Act, 1961.

And

In Re : Sahid Shah @ Babu @ Said Shah & Anr.

..... petitioners

Mr. S. Das Mahapatra

Mr. Ali Ahsan Alamgir

Ms. Soma Mal

....for the petitioners

Mr. Imran Ali

Ms. Sayanti Santra

....for the State

Police filed charge-sheet.

This is the second police complaint, inter alia, under Section 498A of the Indian Penal Code, 1860.

Apparently, an incident of assault took place where, two persons suffered injuries. In respect of one of the injured, the injury was not classified as grievous. The other suffered a fracture in the right ulna.

Considering the gravity of the offence and the involvement of the petitioners in the incident, 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/- each, 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 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.

This application for anticipatory bail is, thus, allowed.

**(Debangsu Basak, J.)**

**(Md. Shabbar Rashidi, J.)**