

19.06.2023

Sl. 161

Court No. 29

Suvayan

(Allowed)

C.R.M. (A) 2273 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Sabang** Police Station Case No. **72 of 2022** dated **27.03.2022** under Sections **341/323/325/307/34** of the IPC corresponding to G.R. Case No. **896 of 2022**.

And

In the matter of: **Sk. Asadula @ Sk. Asadulla & Ors.**

....petitioners.

Mr. Ramasish Mukherjee

Mr. Sk. Nezamuddin

...for the petitioners.

Mr. Prasun Kr. Datta, APP

Mr. Nirupam Dhali

...for the State.

1. Heard learned Counsel for both the parties.
2. Considered the materials placed by them including the statement of the witnesses and the injury report in respect of the victim. The injury shown to have been sustained by the victim *prima faice* do not make out an offence under Section 307 IPC. Charge-sheet is stated to have been filed in the meantime.
3. Regard being had to such facts and submissions, factum of permanent residence of the petitioners and on completion of investigation in the meantime, it is directed that each of the petitioner shall appear before the learned Chief Judicial Magistrate, Paschim Medinipur within 15 days from today in connection with G.R. Case No. 896 of 2022 arising out of Sabang P.S. case No. 72 of 2022 dated 27.03.2022. On their appearance and application for bail each of the petitioner shall be released on bail on such terms and conditions as deemed just and proper in the facts and circumstances of the

case.

4. The learned Chief Judicial Magistrate is directed to act on the server copy of this order.
5. Accordingly, the prayer for the anticipatory bail is allowed.
6. The application being **CRM (A) 2273 of 2023** is disposed of.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

