

07.08.2023
(D/L 44)
Ct. No.29
Allowed
(SKB)

CRM (A) 2796 of 2023

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Kaliachak P.S. Case No.797 of 2022 dated 24.07.2022 under Sections 341/326/34 of the Indian Penal Code.

In the matter of : Nur Islam @ Nurul Islam

... petitioner

Ms. Minoti Gomes,
Mr. Kausik Biswas

... for the petitioner

Mr. Navanil De

... for the State

1. Heard the learned Counsel for the parties.
2. The victim is stated to have suffered a fracture on his left fibula which is not a vital part of the body.
3. Regard being had to such facts and submissions, factum of permanent residence of the petitioner, nature of allegation, genesis of events and substantial progress in investigation, it is directed that the petitioner shall be released on bail by the Arresting Officer in the event of his arrest in the aforesaid P.S. case on such terms and conditions as deemed just and proper in the facts and circumstances of the case including the conditions:

- i) The petitioner is directed to appear before the IO once in a week on the day and time fixed by the IO for the purpose of investigation till submission of Final Form.

- ii) The petitioner shall not threaten, induce or coerce any witness of this case in any manner whatsoever during the currency of this order.

- 4. Accordingly, the prayer for the anticipatory bail is allowed.
- 5. Within 21 days from today petitioner is directed to appear before the I.O. along with a server copy or certified copy of this order.
- 6. The application being CRM(A) 2796 of 2023 is disposed of.
- 7. The Arresting Officer is hereby directed to act upon the server copy of this order.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)