

01.09.2023
(D/L 27)
Ct. No.29
Allowed
(SKB)

CRM (A) 3615 of 2023

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Kushmandi P.S. Case No.140 of 2023 dated 11.06.2023 under Sections 325/307/379/34 of the Indian Penal Code (G.R. Case No.602 of 2023).

In the matter of : Ranjit Roy and another

... petitioners

Mr. U. A. Dewan,
Mr. A. Dewan

... for the petitioners

Mr. Anowar Hossain,
Ms. Ratna Ghosh

... for the State

1. Heard the learned Counsel for the parties.
2. From the injury report placed before us, it is found that the victim has suffered fracture of right side collar bone, which is not a vital part of the body.
3. Regard being had to such facts and submissions, factum of permanent residence of the petitioners, nature of allegation, nature of injury as discussed supra and substantial progress in investigation, it is directed that each of the petitioner shall be released on bail by the Arresting Officer in the event of their arrest in the G.R. Case No.602 of 2023 arising out of 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 condition:

- i) The petitioners are directed to appear before the IO once in a fortnight on the day and time fixed by the IO for the purpose of investigation till submission of Final Form.
4. Accordingly, the prayer for the anticipatory bail is allowed.
5. Within 21 days from today petitioners are directed to appear before the I.O. along with a server copy or certified copy of this order.
6. The application being CRM(A) 3615 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.)