

13.09.2023
ML. 44
Court No. 29
Suvayan
(Allowed)

C.R.M. (A) 3651 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Debra** Police Station Case No. **330 of 2023** dated **09.07.2023** under Sections **341/323/326/307/506/34** of the IPC.

And

In the matter of: **Sk. Mojibar & Ors.**

....petitioners.

Mr. Siddhartha Sarkar
Mr. Hirak Roy

...for the petitioners.

Mr. S. S. Imam
Mr. S. Kundu

...for the State.

1. Heard learned Advocate for the petitioner and learned Advocate for the State.
2. The incident is alleged to have occurred during the last Panchayat Election when a fight accrued between two rival political parties. From the materials as placed before us it reveals that out of four injured persons, the injuries of three persons are basically simple in nature. So far as the injury of one Kanchan Murmu is concerned it reveals that he has suffered fracture at his medial humerus 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 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 that:

- i) The petitioners are directed to appear before the

I.O. once in a fortnight on the day and time fixed by the I.O. for the purpose of investigation till submission of F.F.

4. The concerned Arresting Officer is hereby directed to act upon the server copy of this order.
5. Within 21 days from today each of the petitioner shall appear before the I.O. alongwith a server copy/certified copy of this order. If server copy is supplied, learned I.O. shall act upon that.
6. Accordingly, the prayer for the anticipatory bail is allowed.
7. The application being **CRM (A) 3651 of 2023** is disposed of.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

