

04.10.2023
D/L 59
Ct. No.29
(Allowed)
(SKB)

CRM (A) 4055 of 2023

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Kalna P. S. Case No.362 of 2023 dated 29.03.2023 under Sections 341/325/326/307/506/34 of the Indian Penal Code (G.R. Case No.676 of 2023).

In the matter of : Alam Seikh and others

... Petitioners

Mr. Dhananjay banerjee,
Ms. Oindrila Ghosh

... for the petitioners

Ms. Faria Hossain,
Ms. Baisali Basu,
Mr. Anand Keshri

... for the State

1. Heard learned advocates for the parties.
2. The alleged incident occurred out of a village rivalry where three persons have been injured. On perusal of the injury reports of the aforesaid three victims, it reveals to us that though the said victims suffered head injuries but such injuries do not involve bone.
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.676 of 2023 arising out of 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 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.
 - ii) The petitioners 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 petitioners are directed to appear before the I.O. along with a server copy or certified copy of this order.
 6. The applications being CRM(A) 4055 of 2023 is disposed of.
 7. The Arresting Officer is hereby directed to act upon the server copy or certified copy of this order.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)