

04.10.2023
Court No.1
SL No.40
pk/AP

**HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

CRM(A) 822 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kotwali** P.S. Case No.**836 of 2023** dated **29.07.2023** under Sections **341/324/326/354/379/506/34** of the Indian Penal Code.

And

In the matter of: **Rani Paul @ Papai Paul**

....Petitioner.

Ms. Sagarika Sarkar
Mr. Satyam Lama

...for the petitioner.

Mr. Ujjwal Luksom
Mr. Kallol Nag

...for the State.

1. The application for anticipatory bail is made on the ground that the clash between the petitioner and the de facto complainants, who belonged to rival political parties, is a result of a local disagreement on an issue. Injuries have been sustained in this scuffled by both sides.

2. Learned counsel for the State opposes the prayer for anticipatory bail.

3. Having considered the materials on record including the case diary and scrutinizing the medical reports and the statements recorded under section 161 of the CrPC, this Court is inclined to grant anticipatory bail to the petitioner.

4. In the event of arrest, the petitioner shall be released on bail upon furnishing a Bond of Rs.10,000/- with two sureties of

like amount each, one of whom must be local, to the satisfaction of the Arresting Officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioner shall cooperate with the investigation and on further condition that the petitioner shall not leave the jurisdiction of the Kotwali Police Station, district Cooch Behar until further orders and on further condition that the petitioner shall appear before the court below and pray for regular bail within a fortnight from date.

5. In the event the petitioner fails to comply with the aforesaid conditions as enshrined hereinabove, the bail of the petitioner shall automatically stand cancelled without any further reference to this Court.

6. The application for anticipatory bail is, thus, allowed.

(Rajasekhar Mantha, J.)

(Supratim Bhattacharya, J.)