

16.01.2024

Serial no. 03

Anticipatory Bail

[Allowed]

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CRM (A) 94 of 2024

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Bhutni** Police Station Case No. **196** of **2023** dated **12.09.2023** under Sections **341/325/326/307/34** of the Indian Penal Code, 1860.*

(G.R. Case No. 6282 /2023)

-And-

In the matter of : **Rajib Mandal & Anr.**

... .. Petitioners

Mr. Mrityunjoy Chatterjee,

Mr. Manas Das, Advocates

... .. For the Petitioners

Mr. Ashok Das , Advocate

... ..For the State

Police complaint was registered subsequent to the order passed under Section 156(3) of the Criminal Procedure Code. There is also a delay in the lodgment of the petition under Section 156(3) of the Criminal Procedure Code.

Injury suffered was not classified as grievous hurt.

Apparently, the injured suffered physical assault leading to head trauma.

Police filed charge sheet.

In such circumstances, we grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only) each, with two sureties of like amount each, 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 petitioners shall appear on every date before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

Prayer for anticipatory bail of the petitioners is **allowed**.

CRM (A) 94 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)