

30.01.2024
DL-55 & 56
Court No.29
(AD)
(Allowed)

C.R.M. (A) 274 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Sagardighi** Police Station Case No. **329** dated **27.07.2023** under Sections **447/323/325/326/307/506/34** of the Indian Penal Code, 1860 (G.R. Case No.1887 of 2023).

And

In the matter of: **Marfej Ali @ Murfej Ali**

....petitioner.

Mr. Ayan Bhattacharjee

Mr. Rajdeep Banerjee

Mr. Zahaib Rauf

Mr. Joseph Rahaman ...for the petitioner.

Mr. Angshuman Chakraborty

...for the State.

With

C.R.M. (A) 275 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Sagardighi** Police Station Case No. **329** dated **27.07.2023** under Sections **447/323/325/326/307/506/34** of the Indian Penal Code, 1860 (G.R. Case No.1887 of 2023).

And

In the matter of: **Sakir Saikh @ Pentu Sk.**

....petitioner.

Mr. Ayan Bhattacharjee

Mr. Rajdeep Banerjee

Mr. Zahaib Raut

Mr. Joseph Rahaman ...for the petitioners.

Mr. Saryati Datta

...for the State.

Two applications are taken up for analogous hearing as they emanate out of the same police case.

Apparently, both the petitioners are not named as assailants by the injured in the statement recorded under Section 161 of the Code of Criminal Procedure.

Police filed charge sheets.

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

Accordingly, we direct that in the event of arrest, the petitioners in both the applications 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioners in both the applications 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 both the applications in Court including cancelling the anticipatory bail granted without further reference to this Court.

The prayer for anticipatory bail of the petitioners in both the applications is allowed.

C.R.M. (A) 274 of 2024 and **C.R.M. (A) 275 of 2024** is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)