

02.02.2024

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Ct. No. 29
S.D.
Allowed

C.R.M.(A) 325 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bhabanipur** Police Station Case No. **396 of 2023** dated **13.12.2023** under Sections **307/325/326/341/506/34** of the Indian Penal Code.

And

In Re: Akbar Mallick & Ors.

..... petitioners

Ms. Minoti Gomes

....for the petitioners

Mr. Angsuman Chakraborty

Mr. S.S. Saha

...for the State

In an incident of assault, apparently three persons suffered injuries.

Apparently, the incident took place due to property disputes.

None of the injuries suffered was classified as grievous hurt.

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/- 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. The petitioner nos. 2, 5 and 8 will

cooperate with the investigation till the conclusion of the investigation and the petitioner nos. 1, 3, 4, 6, 7, 9, 10 and 11 will report before the Investigating Officer once a fortnight till the conclusion of the investigation. 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)