

08.03.2024

DL-14

Court No.29

(AD)

(Allowed)

C.R.M. (A) 826 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliachak** Police Station Case No.**1617 of 2023** dated **25.12.2023** under Sections **341/326/307/506/34** of the Indian Penal Code, 1860.(G.R. Case No.8718 of 2023).

And

In the matter of: **Ainul Sk. @ Md. Ainul Hoque & Ors.**

....petitioners.

Mr. Mrityunjoy Chatterjee

Mr. Debapriya Majumder

Mr. Akash Sarkar

...for the petitioners.

Mr. Iqbal Kabir

... for the State.

One person suffered injury in an incident of assault.

Initial injury report given by the government hospital does not classify such injury as grievous hurt.

There is a subsequent certificate of a doctor of a private medical institution.

Considering the nature of the incident and the materials in the case diary, 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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioners will report before the Investigating Officer once a fortnight till the conclusion of the investigation and on 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.

Accordingly, the prayer for anticipatory bail of the petitioners is allowed.

C.R.M. (A) 826 of 2024 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)