

27.03.2024

DL-2

Court No.29

(AD)

(Allowed)

C.R.M. (A) 1025 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kandi** Police Station Case No.**04 of 2024** dated **02.01.2024** under Sections **341/325/307/354/506/34** of the Indian Penal Code, 1860, pending before the **Learned Additional Chief Judicial Magistrate, Kandi, Murshidabad.**(GR Case No.11 of 2024).

And

In the matter of: **Sadhan Das**

....petitioner.

Ms. Minoti Gomes

Md. Hafiz Ali

...for the petitioner.

Mr. Iqbal Kabir

Ms. Purnima Ghosh

... for the State.

Apparently, in an incident of assault, the injured suffered fracture on the leg.

Since such injury was caused by physical assault and since the injury is not to a vital organ or a vital part of the body, we grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest, the petitioner shall be released on bail upon furnishing a Bond of Rs.10,000/- (Rupees Ten Thousand Only), 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 petitioner will report before the Investigating Officer once a week till the conclusion of the investigation and on condition that the petitioner 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 petitioner in Court including cancelling the

anticipatory bail granted without further reference to this Court.

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

C.R.M. (A) 1025 of 2024 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)