

09.04.2024
Item No.92
AD/SD
Court No.28
(Allowed)

C.R.M. (A) No. 1177 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Nakashipara** Police Station Case No. **127 of 2024** dated **12.02.2024** under Sections **447/325/326/506/34** of the Indian Penal Code, 1860 pending before the Learned Chief Judicial Magistrate, Nadia. (G.R. Case No.863 of 2024)

And

In Re : Bimal Biswas & Ors.

..... petitioners

Mr. Sabir Ahmed
Mr. Suman Biswas
Ms. Dhiman Banerjee

.....for the petitioners

Mr. Arindam Sen
Mr. Soham De Dhara

....for the State

1. Petitioners submit there was a dispute among the family members. They have been falsely implicated. They pray for anticipatory bail.
2. Learned Lawyer for the State opposes the prayer for anticipatory bail.
3. We have considered the materials on record including the injury report. Injury does not appear to be grievous. Case and counter case have been registered between parties.
4. Under such circumstances, we are inclined to grant anticipatory bail to the petitioners.
5. 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 and on condition that they shall appear before the jurisdictional Court and pray for regular bail within a period of four weeks from date.

6. The prayer for anticipatory bail of the petitioners is allowed.
7. **C.R.M. (A) No. 1177 of 2024** is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)