

15.04.2024

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S.D./A.D.

Allowed

C.R.M. (A) No. 1229 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Kaliganj Police Station Case No. 105 of 2024 dated 30.01.2024 under Sections 498A/323/325/354/307/506 & 34 of the Indian Penal Code pending before the learned Chief Judicial Magistrate at Krishnagar at Nadia.

And

In Re : Saifuddin Sk. petitioner

Mr. Sumanta Das
Ms. Atreyee Halder

.....for the petitioner

Mr. Binoy Kumar Panda
Mr. Shashanka Shekhar Saha
....for the State

1. Petitioner submits there is a property dispute between two brothers. Petitioner has been falsely implicated in the case. He prays for anticipatory bail.
2. Learned Lawyer for the State opposes the prayer for anticipatory bail.
3. We have considered the materials on record. Statements of witnesses show there was a fight amongst family members. Injury report does not disclose external injury.
4. Under such circumstances, we are inclined to grant anticipatory bail to the petitioner.
5. Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/-, 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 he shall appear before the jurisdictional Court and pray for regular bail within a period of four weeks from date.

6. The application for anticipatory bail is, thus, allowed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)