

16.04.2024
ADSL. 03
S.D./A.D.
Allowed

C.R.M. (A) No. 1291 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. 158 of 2024 dated 18.02.2024 under Sections 323/326B/341/506 & 34 of the Indian Penal Code pending before the learned Chief Judicial Magistrate Krishnanagar at Nadia.

And

In Re : Bidyut Kumar Ganguly @ Bidyut Ganguly
@ Tarafdar & Anr. petitioners

Mr. Sumanta Das
Ms. Atreyee Halder
.....for the petitioners

Ms. Minoti Gomes
Mr. Sobhan Gani
....for the State

1. Petitioners submit there is a civil dispute between parties. Allegation of throwing acid is out and out false. 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. We have also gone through the injury reports. Injury reports show no external injury on the victim.
4. Under such circumstances, we are of the opinion custodial interrogation is not necessary and petitioners may be granted anticipatory bail.
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 they 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.)