

09.07.2024
SL No.69
Court No.29
(gc)
(Allowed)

CRM (A) 2282 of 2024

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure filed in connection with English Bazar Police Station Case No.571 of 2024 dated 05.05.2024 under Sections 448/323/324/325/34 of the Indian Penal Code.

And

In the matter of : **Matin Sekh & Ors.**

- Petitioners.

Mr. Amitabha Karmakar,
Mr. Arup Kr. Bhowmick,
Md. Sontu Mia,
Ms. Alisha Parvin

....For the Petitioners.

Mr. Sekhar Barman

... For the State.

1. The learned Counsel for the petitioners submits that the petitioners are innocent and they have been falsely implicated.
2. The learned Counsel for the State has produced the case diary.
3. Considering the materials available in the case diary, the nature and extent of complicity of the petitioners in the commission of the alleged offence and the injury report which appears to be simple, we are of the view that the custodial interrogation of the petitioners is not necessary.
4. Accordingly, we direct that in the event of arrest, the petitioners, namely, **Matin Sekh, Atru Sk @ Atiur Sk** and **Pattu Sk @ Lal Mahammad Sk**, shall be released on bail upon furnishing a bond of Rs.10,000/- each, with two sureties of like amount each, one of whom must be local, to the satisfaction of the arresting officer and also subject to the conditions as laid down

under Section 438(2) of the Code of Criminal Procedure, 1973.

It is further directed that the petitioners shall meet the Investigating Officer once in a week till the submission of the final report and shall appear before the learned Chief Judicial Magistrate, Malda in connection with G.R. Case No.2926 of 2024 within two weeks from date.

5. Accordingly, the application for anticipatory bail is disposed of.

6. All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Soumen Sen, J.)

(Uday Kumar, J.)