

04.11.2024
21
SG
[ALLOWED]

C. R. M. (A) 3682 of 2024

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure read with Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kolaghat Police Station Case No. 591 of 2024 dated 18.07.2024 under Sections 126(2)/115(2)/117(2)/109/351(2)/3(5) of the Bharatiya Naya Sanhita.

In Re: Prasanta Mondal @ Prasanta Mandal and Ors.
... ... Petitioners

Mr. Swapan Kr. Mallick,
Mr. S. Das.
... ... for the petitioners

Mr. Binay Kumar Panda,
Mr. Arka Chakraborty
... ... for the State

1. Petitioners contend there was a free fight over cultivation of land. They have been falsely implicated. They pray for anticipatory bail.

2. Learned Advocate for the State opposes the prayer for anticipatory bail.

3. We have considered the materials on record including injury report. Injury report does not disclose grievous injury.

4. Under such circumstances, we are inclined to grant anticipatory bail to the petitioners.

8. Accordingly, we direct that in the event of arrest, the petitioners viz., Prasanta Mondal @ Prasanta Mandal, Swaraswati Mondal @ Saraswati Mandal, Chandibala Mondal @ Chandibala Mandal 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 subject to the

conditions as laid down under Section 482(2) of the Bharatiya
Nagarik Suraksha Sanhita, 2023. They shall appear before the
court below and pray for regular bail within four weeks from
date.

9. The application for anticipatory bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)