

10.01.2024

Serial no. ML265

Anticipatory Bail

[Allowed]

Dd

CRM (A) 4932 of 2023

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Barrabazar** Police Station Case No. **147** of **2023** dated **19.09.2023** under Sections **341/326/307/506/34** of the Indian Penal Code, 1860.*

(G.R. Case No. 1717 /2023)

-And-

In the matter of : **Shyamsundar Mahato & Anr.**

... .. Petitioners

Mr. Pawan Kr. Gupta,

Mr. Sougata Mitra,

Ms. Sofia Nesar,

Mr. Santanu Sett.

Mr. S. Mitra, Advocates

... .. For the Petitioners

Mr. S. S. Imam,

Mr. R. Jana, Advocates

... ..For the State

Petitioners claim that in the morning, the family members of the victim were assaulted. In the evening when the petitioners confronted with such assailants, the incident took place.

Learned advocate for the State submits that the injured suffered fracture in the nose.

Considering the gravity of the offence and the involvement of the petitioners in the incident, we grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only) 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 further condition that the petitioners shall report before the Investigating Officer once in a fortnight till the conclusion of the investigation and on further condition that the petitioners shall appear on every date before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

Prayer for anticipatory bail of the petitioners is **allowed**.

CRM (A) 4932 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)