

24.01.2024

370
Ct. No. 29
S.D.
Allowed

C.R.M.(A) 5076 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Palashipara** Police Station Case No. **339 of 2023** dated **24.10.2023** under Sections 341/325/326/307/379/354/504/34 of the Indian penal Code.
And

In Re: Narayan Chandra Ghosh @ Sujit Ghosh & Anr.
..... petitioners

Mr. Asraf Mondal
....for the petitioner

Mr. Imran ali
Ms. Mamata Jana
...for the State

The injury report does not speak of any grievous hurt being suffered by the victim.

An incident of assault took place where the petitioners apparently participated.

Considering the nature of the incident and the injury suffered, 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/- 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. The petitioner no. 1 will report before the Investigating Officer once a month till the conclusion of the investigation and the petitioner no. 2 will cooperate with

the investigation till the conclusion of the investigation. 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)