

12.12.2024

33
sdas
Allowed

C.R.M. (A) No. 4339 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Dubrajpur Police Station Case No. 296 of 2024 dated 15.10.2024 under Sections 126(2)/329(3)/115(2)/117(2)/109/151(2)(3)/3(5) of the BNS.

And

In Re : Rajib Mirza @ Rajib Mirja & Anr. petitioners

Mr. Kunal Ganguly

.....for the petitioners

Ms. Sayanti Santra

Mr. Mainak Gupta

.....for the State

1. Learned Counsel for the petitioners submits there was dispute over land and they have been falsely implicated. They pray for anticipatory bail.

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

3. We have considered the materials on record including the injury report. Though injuries are stated to be grievous incident occurred in the course of a sudden quarrel and was not a pre-meditated one. Under such circumstances we are inclined to grant anticipatory bail to the petitioners.

4. 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 482(2) of the Bharatiya
Nagarik Suraksha Sanhita and on condition that they shall
appear before the jurisdictional court and pray for regular bail
within a period of four weeks from date.

5. The application for anticipatory bail is, thus, allowed.

(Apurba Sinha Ray, J.)

(Joymalya Bagchi, J.)