

06.02.2024
Item No.75
Ct. No. 29
CHC
Allowed

C.R.M.(A) 5512 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Islampore** Police Station Case No. **71** of **2023** dated **11.02.2023** under Sections **447/341/323/325/379** of the Indian Penal Code, 1860 added Section **307** of the Indian Penal Code.

And

In the matter of : Ujjal Kumar @ Ujjal Kumar & ors.

..... petitioners

Mr. Amit Roy

....for the petitioners

Mr. Binoy Kr. Panda, Ld. A.P.P.

Mr. Santanu Chatterjee

....for the State

Petitioners pray for anticipatory bail.

Police filed charge-sheet.

Apparently, there is a counter police complaint.

Apparently, there are subsisting disputes between the private parties.

In an incident of assault, so far as the present police case relates, two persons suffered injuries. The injuries although were marked as grievous, we find that, such injuries were inflicted by iron rod and bamboo sticks.

Considering the nature of injuries 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/- (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 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.

This application for anticipatory bail is, thus, allowed.

CRM(A) 5512 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)