

05.02.2024
Item No.463
Ct. No. 29
CHC
Allowed

C.R.M.(A) 5540 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Baduria** Police Station Case No. **160/2023** dated **26.03.2023** under Sections **326/307/34** of the Indian Penal Code, 1860.

And

In the matter of : Babar Ali Mondal @ Babur Ali Mondal & anr.
..... petitioners

Mr. Satadru Lahiri,
Mr. Safdar Azam,
Mr. Jyotirmoy Talukder
....for the petitioners

Mr. Saibal Bapuli, Ld. A.P.P.
Mr. Goutam Banerjee
....for the State

Petitioners pray for anticipatory bail.

Police filed charge-sheet.

None of the two injury reports of the two injured classified the injuries as grievous hurt.

In such circumstances, 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) 5540 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)