

19.02.2024

89

Ct. No. 29

S.D.

Allowed

C.R.M.(A) 5629 of 2023

In Re:- In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Nakahipara** Police Station Case No. **827 of 2023** dated **05.10.2023** under Sections **341/323/325/326/34** of the Indian Penal Code.

And

In Re : **Bholanath Bairagya & Ors.**

..... petitioners

Mr. Sumanta Das

Ms. Atreyee Halder

...for the petitioners

Mr. Angshuman Chakraborty

...for the State

Apparently, in an incident of assault, the injured did not suffer any 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/- 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 nos. 1, 2, 3, 4 & 5 will report before the Investigating Officer once a month till the

conclusion of the investigation and the petitioner nos. 6 & 7 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.)