

21.08.2024
Court No.1
Item No.15
pk/AP

**HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

CRM(A) 546 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Jalpaiguri Kotwali** P.S. Case No.**354 of 2023** dated **17.05.2023** under Sections **448/323/354/307/34** of the Indian Penal Code.

And

In the matter of: **Satish Roy and Anr.**

....Petitioners.

Mr. Sudip Guha

...for the petitioners.

Mr. Abhijit Sarkar

Mr. Chattu Roy

...for the State.

1. The application for anticipatory bail is canvassed on the ground that the co-accused have been granted anticipatory bail by a Coordinate Bench.

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

3. This Court has carefully considered the case diary and particularly injury report. Injury is simple in nature. There is a land dispute between the petitioners and the de facto complainant.

4. In the above circumstances, this Court is inclined to grant anticipatory bail to the petitioners.

5. Accordingly, we direct that in the event of arrest, the petitioners be released on bail upon furnishing a bond of Rs.4,000/- (Rupees Four Thousand Only) each, with two sureties

of like amount each, one of whom must be local, to the satisfaction of the arresting officer and also subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioners shall meet the investigating officer as and when required and on further condition that the petitioners shall cooperate with the investigation.

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

(Rajasekhar Mantha, J.)

(Ajay Kumar Gupta, J.)