

20.03.2025

Serial no. 48
Anticipatory Bail
[Allowed]
Dd

CRM (A) 968 of 2025

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Malda** Police Station Case No. **48** of **2025** dated **22.01.2025** under Sections **110/ 115(2) /117(2) /118(1) /126(2) /3(5)/303(2) /324 (4)/74** of the Bharatiya Nyaya Sanhita, 2023 **pending before** Ld. CJM, Malda.*

-And-

**In the matter of : MD. RAJIKUL ISLAM @ RAJIKUL ISLAM @
MITHUN AND ANR.**

... ... Petitioners

*Mr. Kalidas Saha,
Ms. Mandira Mandal,
Ms. Khushi MOLlick, Advocates
... ... For the Petitioners*

*Ms. Zareen Nasima Khan,
Mr. Sobhan Gani, Advocates
... ...For the State*

1. Two persons suffered injuries in an incident of assault occurring between siblings over property disputes.
2. None of the injuries are classified as grievous hurt.
3. Considering the nature of the incident, involvement of the petitioners therein, we are inclined 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/- (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 corresponding to Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and on further

condition that the petitioners shall report before the Investigating Officer once in a month till the conclusion of the investigation and on further 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.

5. Prayer for anticipatory bail of the petitioners is **allowed**.

6. **CRM (A) 968 of 2025** is **disposed of**.

(Debangsu Basak, J.)

(Smita Das De, J.)