

03.01.2025
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Partly
Allowed

CRM (A) No. 4673 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Chhatna Police Station Case No. 134 of 2023 dated 01.11.2023 under Sections 143/148/332/333/353/326/307/186/506 of the Indian Penal Code.

And

In Re : Akheruddin Khan & Ors. petitioners

Mr. Soumik Ganguli
Ms. Sharmistha Das

..... for the petitioners

Mr. Ashok Das

..... for the State

1. Heard the learned advocates for the parties.

2. We have considered the materials on record.

Statements of witnesses show petitioner nos. 2 and 3 assaulted police personnel. Keeping in mind their daring conduct, we are not inclined to grant anticipatory bail to them.

3. Accordingly, application for anticipatory bail in so far as petitioner nos. 2 and 3 concerned is, thus, rejected.

4. Involvement of the petitioner no. 1 in the crime is minimal. No specific overt act is attributed to him. Accordingly, we are inclined to grant anticipatory bail to petitioner no. 1.

5. Accordingly, we direct that in the event of arrest petitioner no. 1) Akheruddin Khan shall be released on bail upon furnishing a bond of Rs. 10,000/-, with two sureties of like

amount each, to the satisfaction of the arresting officer and also subject to the conditions as laid down under section 482(2) of the Bharatiya Nagarik Suraksha Sanhita and on condition that he shall appear before the jurisdictional court and pray for regular bail within a period of four weeks from date.

6. The application for anticipatory bail in so far as petitioner no. 1 concerned is, thus, allowed.

(Shampa Dutt (Paul), J.)

(Joymalya Bagchi, J.)