

20.10.2020
SL No.12
Court No.12
(gc)
(Allowed)

CRM 8102 of 2020

(Via Video Conference)

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Serampore** P.S. Case No.**283/2020** dated **25/09/2020** under Sections **498A/306** of the Indian Penal Code.

And

In the matter of: **Jhuma Saha.**

....Petitioner.

Mr. Soumya Nag,
Mr. Aditya Tiwari

...for the Petitioner.

Mr. Aniket Mitra

...for the State.

The petitioner undertakes to affirm and stamp the petition/application as per Rules within one month of resumption of normal functioning of the Court. Subject to such undertaking, the application is taken up for hearing through video conference.

The learned Counsel for the petitioner submits that the petitioner is a married sister-in-law of the deceased victim and she is no way connected with the commission of alleged offence. It is further submitted that she is residing in her matrimonial home and in a separate mess.

The learned Counsel for the State, however, opposes the prayer for bail.

We have considered the materials made available along with the Case Diary which include the statement of the daughter of the victim. The said statement, prima facie, does not implicate the petitioner.

Considering the extent of complicity of the petitioner in the commission of alleged offence and having regard to the length of detention, we feel that further detention of the petitioner is not required.

Under such circumstances, we are inclined to grant bail to the petitioner.

Accordingly, we direct that the petitioner shall be released on bail upon furnishing a bond of Rs.5,000/-, with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Serampore, Hooghly and to comply with the provision of Section 437(3) of the Code of Criminal Procedure and shall appear before the learned trial court on all future dates of trial.

In the event the petitioner fails to comply with the conditions as enshrined hereinbefore, it is open to the trial court to cancel the bail without any further reference to this Court.

Accordingly, the application for bail being CRM 8102 of 2020 is allowed and disposed of.

All parties are to act on a website copy of this order on the usual undertaking.

(Aniruddha Roy, J.)

(Soumen Sen, J.)